

EXHIBIT A

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

DEPARTMENT 106 HON. LARRY P. FIDLER, JUDGE

-000-

THE PEOPLE OF THE STATE OF CALIFORNIA,)
)
 PLAINTIFF,)
) NO. BA455469
 VS.)
)
)
)
 PAUL TURLEY,)
)
)
)
 DEFENDANT.)
)

REPORTER'S TRANSCRIPT OF PROCEEDINGS

FRIDAY, MAY 3, 2024

APPEARANCES:

FOR THE PEOPLE: LOS ANGELES DISTRICT ATTORNEY
BY: DAYAN MATHAI, DEPUTY
KAREN NISHITA, DEPUTY
211 WEST TEMPLE, SUITE 200
LOS ANGELES, CALIFORNIA 90012

FOR THE DEFENDANT: LAW OFFICE OF ROBERT C. MOEST
BY: ROBERT C. MOEST
2530 WILSHIRE BOULEVARD
SANTA MONICA, CALIFORNIA 90403

VOLUME 1 TRACI THOMAS, CSR 9620
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1 HEARING.

2 I KNOW YOU HAVE OTHER WITNESSES, I THINK,
3 THAT ARE IN THE COURTROOM. I THINK WE HAVE TO START
4 WITH --

5 MR. MATHAI: WE DON'T HAVE ANY OTHER WITNESS IN
6 THE COURTROOM. BUT WE DO HAVE A WITNESS POTENTIALLY
7 FOR THIS AFTERNOON.

8 THE COURT: LET'S GO AHEAD AND START.

9 MR. MATHAI: YES.

10 PEOPLE CALL PAUL TURLEY.

11 THE COURT: ALL RIGHT.

12
13 PAUL TURLEY,
14 CALLED BY THE PEOPLE, AS A WITNESS,
15 WAS SWORN AND TESTIFIED AS FOLLOWS:

16
17 THE CLERK: YOU DO SOLEMNLY STATE THAT THE
18 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW
19 PENDING BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE
20 TRUTH AND NOTHING BUT THE TRUTH, SO HELP YOU, GOD?

21 DEFENDANT TURLEY: I DO.

22 THE CLERK: PLEASE, STEP FORWARD AND BE SEATED IN
23 THE WITNESS STAND.

24 SIR, PLEASE, ADJUST THE MICROPHONE
25 COMFORTABLY IN FRONT OF YOU.

26 THE DEFENDANT: I GUESS IT'S OKAY.

27 THE CLERK: PULL IT A LITTLE CLOSER SO WE CAN
28 HEAR YOU.

1 SPEAKING INTO THE MICROPHONE, PLEASE,
2 STATE AND THEN SPELL YOUR FULL NAME FOR RECORD, SIR.

3 DEFENDANT TURLEY: PAUL TURLEY, T-U-R-L-E-Y.

4 THE COURT: THANK YOU.

5 YOU MAY PROCEED.

6 MR. MATHAI: THANK YOU.

7
8 DIRECT EXAMINATION

9 BY MR. MATHAI:

10 Q MR. TURLEY, YOU'VE HEARD OUR DISCUSSION
11 HERE IN COURT. I'M GOING TO ASK YOU SOME QUESTIONS
12 ABOUT THAT. BUT BEFORE I -- ABOUT SOME OF THOSE
13 SUBJECTS. BUT BEFORE I DO, I WANT TO LAY SOME
14 FOUNDATION OF STUFF YOU'VE PREVIOUSLY TESTIFIED OR TOLD
15 US ABOUT, BUT JUST BRIEFLY TO LAY THE GROUNDWORK FOR
16 THE LATER QUESTIONS.

17 CAN YOU TELL US, WHAT IS -- WHAT WAS YOUR
18 RELATIONSHIP WITH MUNIR UWAYDAH BEGINNING BACK IN THE
19 EARLY 2000'S?

20 A HE WAS MY BUSINESS PARTNER.

21 Q OKAY. AND DID YOU JOIN WITH HIM IN
22 STARTING A MEDICAL CORPORATION CALLED FRONTLINE MEDICAL
23 ASSOCIATES?

24 A YES.

25 Q AND THAT PARTNERSHIP, WAS IT WITH
26 MR. UWAYDAH OWNING -- I'M SORRY.

27 WELL, WHO OWNED THE -- MR. UWAYDAH OWNED
28 THE MAJORITY OF THE FRONTLINE AND ASSOCIATES?

1 A YES.

2 Q AND YOU WERE THE MINORITY OWNER?

3 A YES.

4 Q AND YOU'VE TESTIFIED PREVIOUSLY AND YOU'VE
5 GIVEN PROFFERS ABOUT THAT RELATIONSHIP AND HOW MUCH
6 CONTROL YOU ACTUALLY HAD.

7 CAN YOU TELL US, JUST IN BRIEF TERMS, HOW
8 MUCH CONTROL DID YOU HAVE OVER FRONTLINE MEDICAL
9 ASSOCIATES?

10 A I DIDN'T HAVE ANY CONTROL OF IT.

11 Q OKAY. AND WAS IT -- ON THE ISSUE OF
12 CONTROL, WERE YOU SUPPOSED TO HAVE SOME CONTROL?

13 WHEN I SAY WERE YOU SUPPOSED TO HAVE, I
14 MEAN AS IT WAS LAID OUT ON PAPER. WAS IT LAID OUT ON
15 PAPER AND IN LEGAL DOCUMENTS THAT YOU WOULD -- YOU WERE
16 SUPPOSED TO HAVE SOME CONTROL OVER THE PROPERTY, OVER
17 THE COMPANY?

18 A IT WAS JUST A 51/49 PERCENT CORPORATION.
19 I MEAN, THERE WAS NO OPERATION AGREEMENT OR ANYTHING
20 LIKE THAT. I GUESS IN MY NAIVETY I THOUGHT THAT I
21 WOULD HAVE CONTROL, BUT I DIDN'T.

22 Q AND HOW LONG DID YOU -- WELL, LET ME JUST
23 ASK YOU THIS.

24 DID YOU CONTINUE WORKING WITH MUNIR
25 UWAYDAH FOR MANY YEARS ALL THROUGHOUT THE 2000'S AND
26 PAST 2010?

27 A YES.

28 Q AND WERE YOU INVOLVED IN NOT JUST

1 FRONTLINE MEDICAL ASSOCIATES BUT MANY BUSINESS ENTITIES
2 THAT WERE ASSOCIATED WITH MUNIR UWAYDAH?

3 A I WAS INVOLVED INITIALLY WITH FIRSTLINE
4 MEDICAL.

5 Q OKAY. THAT WAS ANOTHER MUNIR UWAYDAH
6 ENTITY?

7 A I MEAN, I THINK IT WAS THE SAME
8 ARRANGEMENT INITIALLY, YES.

9 Q OKAY. DID MUNIR UWAYDAH HAVE A -- HAVE --
10 OR DOES HE HAVE, PRESENT TENSE, A PRACTICE OF OR A
11 MODUS OPERANDI OF PUTTING OR ASKING OTHER PEOPLE TO PUT
12 THEIR NAMES ON BUSINESSES AND PROPERTY THAT HE, IN
13 FACT, OWNS AND CONTROLS?

14 A I MEAN, I PURCHASED PROPERTIES IN MY NAME.

15 Q MY QUESTION IS MORE GENERAL THAN THAT.

16 DID YOU OBSERVE THAT HE ASKED PEOPLE IN
17 GENERAL, OTHER PEOPLE, TO PUT THEIR NAMES ON PROPERTY
18 AND BUSINESSES THAT HE, IN FACT, OWNED AND CONTROLLED?

19 A I DON'T -- I DON'T KNOW EXACTLY WHAT
20 PROPERTY -- YOU KNOW, IF THERE ARE OTHER PROPERTIES
21 THAT SOMEBODY ELSE'S NAME WAS PUT ON THAT HE CONTROLLED
22 OR OWNED.

23 AS FAR AS BUSINESSES, I MEAN, HE MAY. I
24 DON'T KNOW 100 PERCENT SURE WHAT -- WHO OWNED WHAT. I
25 KNOW THAT HE -- I BELIEVE THAT HE HAD SOME CONTROL OF
26 DIFFERENT ENTITIES. BUT WHO ACTUALLY OWNED THEM, I
27 DON'T -- I DON'T KNOW.

28 Q OKAY. WELL, JUST AS A -- JUST AS AN

1 EXAMPLE, YOU'VE HEARD OF GOLDEN STATE PHARMACEUTICALS?

2 A YES.

3 Q WHO OWNED THAT?

4 A I DON'T KNOW WHO WAS THE OWNER ON PAPER OF
5 THAT COMPANY.

6 Q WELL, WHO OWNED IT IN REALITY?

7 A I MEAN, I -- IT WAS MY SUSPICION THAT HE
8 HAD CONTROL OR OWNERSHIP OF IT.

9 Q THAT SUSPICION, WHAT IS IT BASED ON?

10 A JUST THE FACT THAT IT WAS -- IT WAS WHERE
11 PHARMACEUTICALS WERE SENT FOR PATIENTS TO BE TREATED.

12 Q WHO MADE DECISIONS REGARDING WHAT HAPPENED
13 AT GOLDEN STATE PHARMACEUTICALS?

14 A WELL, AS FAR AS I KNOW, PROBABLY MUNIR
15 UWAYDAH. I DON'T KNOW WHO OWNED THAT COMPANY. I MEAN,
16 IT MAY BE PREVIOUSLY IN PROFFERS I STATED SOMEBODY THAT
17 OWNED SPECIFICALLY. BUT I DON'T REALLY RECALL WHO --
18 WHO OWNED THAT -- WHO OWNED THAT COMPANY.

19 Q OKAY. SO WELL, THEN, LET ME JUST ASK YOU.
20 WHAT DID YOU TELL US IN THE PROFFERS ON THAT SAME
21 QUESTION ABOUT WHO OWNED AND CONTROLLED THOSE BUSINESS
22 ENTITIES, SUCH AS GOLDEN STATE PHARMACEUTICALS?

23 A I DON'T REMEMBER WHO I SAID OWNED IT. I
24 BELIEVE THAT I SAID MUNIR UWAYDAH CONTROLLED IT.

25 Q OKAY. SO JUST --

26 A BUT I DON'T KNOW IF IT WAS MARISA. I
27 DON'T KNOW IF IT WAS SOMEBODY ELSE. I DON'T KNOW WHOSE
28 NAME WAS ON THAT COMPANY AS AN OWNER.

1 Q WHAT DID YOU TELL US ABOUT MUNIR UWAYDAH
2 IN OUR PROFFERS BACK IN 2018? WHAT DID YOU TELL US
3 ABOUT MUNIR UWAYDAH'S PRACTICE OF PUTTING HIS NAME OR
4 PUTTING OTHER PEOPLE'S NAMES -- SORRY. -- PUTTING
5 OTHER PEOPLE'S NAMES ON BUSINESSES OR PROPERTY THAT HE
6 ACTUALLY CONTROLLED? WHAT DID YOU TELL US?

7 A I DON'T REMEMBER SPECIFICALLY WHAT I TOLD
8 YOU. BUT YES, THAT WAS HIS PRACTICE.

9 Q OKAY. AND DID YOU, IN FACT, OBSERVE THAT
10 IN MULTIPLE INCIDENTS?

11 A I OBSERVED IT IN MY OWN CASE.

12 Q DID YOU OBSERVE IT WITH ANYBODY ELSE?

13 A I DON'T RECALL SEEING PAPERWORK OR
14 ANYTHING TO THE EFFECT OF WHO OWNED WHAT CORPORATION AS
15 IT WAS FILED OR ESTABLISHED.

16 Q OKAY.

17 THE COURT: YOU KNOW WHAT? WE'RE GOING TO GO
18 AHEAD AND TAKE OUR RECESS AT THIS TIME.

19 YOU MIGHT WANT TO GIVE HIM A COPY OF THE
20 PROFFER SO HE CAN TAKE A LOOK AT IT OVER THE NOON HOUR.

21 MR. MATHAI: SURE.

22 THE COURT: THANK YOU.

23
24 (THE NOON RECESS WAS TAKEN UNTIL 1:30 P.M.
25 OF THE SAME DAY.)
26
27
28

1 CASE NUMBER: BA455469-01
2 CASE NAME: PEOPLE' VS. PAUL TURLEY
3 LOS ANGELES, CA FRIDAY, MAY 3, 2024
4 DEPARTMENT 106 HON. LARRY P. FIDLER, JUDGE
5 APPEARANCES: (AS HERETOFORE NOTED)
6 REPORTER: TRACI THOMAS, CSR NO. 9620
7 TIME: P.M. SESSION
8

9 THE COURT: BACK ON THE RECORD.

10 YOU MAY PROCEED.

11 I CAN GIVE YOU UNTIL ABOUT 3:00 O'CLOCK
12 TODAY. I HAVE A BUNCH OF STUFF TO GET DONE.

13 MR. MATHAI: OKAY. THANK YOU, YOUR HONOR.

14 THE COURT: ALL RIGHT.

15 MR. MATHAI: MAY I PROCEED?

16 THE COURT: YES.

17 MR. MATHAI: OKAY.
18

19 DIRECT EXAMINATION (RESUMED)

20 BY MR. MATHAI:

21 Q MR. TURLEY, I'M GOING TO ASK YOU SOME
22 SPECIFIC QUESTIONS ABOUT WHAT YOU SAID EARLIER, THAT IS
23 THAT YOU PUT YOUR NAME ON PROPERTIES AND BUSINESSES
24 THAT WERE ACTUALLY OWNED AND CONTROLLED BY MUNIR
25 UWAYDAH.

26 IS THAT CORRECT?

27 A YES.

28 Q WHAT COMPANIES DID YOU PUT YOUR NAME ON

1 THAT FIT THAT DESCRIPTION?

2 A OTHER THAN -- ARE YOU REFERRING TO
3 FRONTLINE?

4 Q OTHER THAN FRONTLINE.

5 A OTHER THAN FRONTLINE, FIRSTLINE, WHATEVER
6 THE NAMES OF THOSE COMPANIES WERE, THE LLC'S THAT HELD
7 THOSE PROPERTIES, NOTRE DAME. I THINK, SIGNAL, I
8 BELIEVE, WAS ONE. STRONGHOLD, I THINK. AND I'M NOT --
9 CONNEMARA I THINK. I THINK.

10 Q CONNEMARA WAS ONE OF THEM?

11 A THAT'S ALL I REMEMBER.

12 YES.

13 Q WHAT ABOUT WICKLOW?

14 A YES.

15 Q AND 5007, LLC?

16 A I DON'T RECALL SPECIFICALLY THAT ONE, BUT
17 I MIGHT HAVE.

18 Q OKAY. LET ME JUST GO OVER SOME OF THOSE
19 YOU MENTIONED.

20 SIGLO, S-I-G-L-O?

21 A YES.

22 Q STRONGHOLD?

23 A YES.

24 Q AND THEN WICKLOW, W-I-C-K-L-O-W?

25 A YES.

26 Q NOTRE DAME?

27 A YES.

28 Q AND CONNEMARA, C-O-N-N-E-M-A-R-A?

1 A YES.

2 Q ARE THOSE ALL -- ALL THOSE COMPANIES I
3 JUST MENTIONED, ARE THOSE ALL HOLDING COMPANIES?

4 A THE PROPERTIES WERE TRANSFERRED TO THOSE
5 PROPERTIES -- TO THOSE COMPANIES, YES.

6 Q AND WHEN YOU SAY "PROPERTIES," WHICH
7 PROPERTIES ARE YOU TALKING ABOUT?

8 A THERE WAS FOUR PROPERTIES, I BELIEVE. I
9 DON'T KNOW THE EXACT ADDRESSES.

10 Q OKAY. LET ME GIVE YOU SOME ADDRESSES, AND
11 TELL ME IF THESE ARE THE PROPERTIES YOU'RE REFERRING
12 TO.

13 5509 OCEAN FRONT WALK. 5007 OCEAN FRONT
14 WALK. 1316 BEVERLY GROVE PLACE. AND 34 GALLEON
15 STREET.

16 DO YOU RECOGNIZE THOSE ADDRESSES?

17 A YES.

18 Q AND HOW DO YOU RECOGNIZE THOSE ADDRESSES?

19 A THOSE WERE THE PROPERTIES THAT I -- I WAS
20 THE STRAW BUYER FOR.

21 Q WHAT DO YOU MEAN WHEN YOU SAY YOU WERE A
22 STRAW BUYER?

23 A THAT I -- I MEAN, I AGREED TO ALLOW
24 DR. UWAYDAH TO USE MY CREDIT IN ORDER TO SECURE A LOAN
25 TO PURCHASE THOSE PROPERTIES.

26 Q OKAY. AND DID YOU -- SO WAS YOUR NAME PUT
27 ON THOSE PROPERTIES AS A RESULT OF WHAT YOU DID?

28 A I KNOW MY NAMES WERE ON THE LOANS, YES.

1 Q OKAY. AND WHAT ABOUT THE TITLES?

2 A I'M ASSUMING INITIALLY THEY WERE ON THERE,
3 YES.

4 Q OKAY. AND THAT -- WHAT YOU DID WHEN YOU
5 SAY YOU DID THAT AS A STRAW BUYER, DID YOU KNOW THAT
6 THAT WAS FRAUDULENT?

7 A MAYBE IN THE BACK OF MY MIND. BUT I -- I
8 DIDN'T DO IT TO DEFRAUD ANYONE.

9 Q WELL, DID YOU DO IT TO --

10 WELL, DO YOU KNOW WHY MUNIR UWAYDAH ASKED
11 YOU TO PUT YOUR NAME ON THOSE LOANS AND ON THOSE
12 TITLES?

13 A HE TOLD ME THAT HE HAD -- HE HAD POOR
14 CREDIT. AND HE ASKED ME IF I WOULD DO THAT.

15 Q OKAY. AND YOU KNEW THAT THAT WAS -- YOUR
16 PUTTING YOUR NAMES ON THOSE THINGS WAS A LIE.

17 CORRECT?

18 A YES.

19 Q IT WASN'T YOUR MONEY THAT WAS BEING USED
20 TO PAY ANYTHING FOR THE PURCHASE OF THOSE PROPERTIES.

21 IS THAT CORRECT?

22 A YES.

23 Q WHOSE MONEY WAS IT?

24 A I BELIEVE IT WAS MUNIR UWAYDAH'S MONEY.

25 Q OKAY. AND YOU KNEW THAT -- YOU KNEW THAT
26 THAT -- SO WAS UWAYDAH SAYING HE HAD BAD CREDIT WAS --

27 DID YOU RECOGNIZE THAT AS AN EFFORT TO
28 AVOID UWAYDAH'S NAME BEING ON ANY PROPERTIES TO AVOID

1 CREDITORS AND/OR LAW ENFORCEMENT?

2 A NOT INITIALLY. YOU KNOW, I HAD NO IDEA
3 WHY OTHER THAN WHAT HE TOLD ME, THAT HE HAD POOR
4 CREDIT. AND MY UNDERSTANDING WAS THAT THOSE PROPERTIES
5 WERE GOING TO BE TAKEN OUT OF MY NAME AND THE LOANS
6 REFINANCED VERY QUICKLY. BUT THAT DIDN'T HAPPEN.

7 Q WELL, ISN'T IT TRUE THAT YOU INTENDED TO
8 POSSIBLY GET A TAX BENEFIT BY PUTTING YOUR NAME ON
9 THOSE LOANS AND THOSE TITLES?

10 A I HAD MULLED THAT THOUGHT OVER IN THE
11 BEGINNING, YES. AND -- BUT I NEVER DID THAT.

12 Q BUT ISN'T IT TRUE THAT THAT WAS PART OF
13 YOUR MOTIVATION FOR PUTTING -- FOR AGREEING TO DO THAT
14 IS SO THAT YOU POSSIBLY COULD GET A TAX BENEFIT?

15 ISN'T THAT TRUE?

16 A THAT WAS ONE OF MY MOTIVATIONS, SURE.

17 Q AND THAT WOULD BE FRAUDULENT.

18 CORRECT?

19 A IT WOULD BE, YES.

20 Q OKAY. AND SO THESE PROPERTIES THAT I
21 MENTIONED, 1316 BEVERLY GROVE, THAT'S IN BEVERLY HILLS.

22 CORRECT?

23 A YES, I -- YEAH.

24 Q AND THAT'S A HIGH VALUE PROPERTY.

25 AM I RIGHT?

26 MR. MOEST: OBJECTION. VAGUE.

27 THE COURT: I'M SORRY?

28 MR. MOEST: OBJECTION. VAGUE. HIGH VALUE

1 PROPERTY.

2 THE COURT: SUSTAINED. SUSTAINED.

3 REPHRASE IT.

4 Q BY MR. MATHAI: IS THAT A MULTI-MILLION
5 DOLLAR PROPERTY?

6 A YES.

7 Q 34 GALLEON STREET, IS THAT A PROPERTY IN
8 MARINA DEL REY?

9 A YES.

10 Q IS THAT A MULTI-MILLION DOLLAR PROPERTY?

11 A PROBABLY TODAY, YES.

12 Q 5007 OCEAN FRONT WALK AND 5509 OCEAN FRONT
13 WALK, ARE THOSE BOTH IN MARINA DEL REY?

14 A YES.

15 Q AND ARE THOSE ESSENTIALLY RIGHT ON THE
16 BEACH AND MULTI-MILLION DOLLAR PROPERTIES, EACH OF
17 THEM?

18 A YES.

19 Q OKAY. SO OVER WHAT PERIOD OF TIME DID YOU
20 ACT AS A STRAW BUYER FOR UWAYDAH ON THESE FOUR
21 PROPERTIES THAT WE'VE MENTIONED?

22 A I DON'T HAVE THE DATES IN FRONT OF ME.
23 BUT WHENEVER THEY WERE INITIALLY PURCHASED.

24 Q OKAY. BUT JUST IN GENERAL, SO THE COURT
25 UNDERSTANDS, WAS IT ALL AT ONCE THAT YOU MADE THOSE
26 PURCHASES --

27 A NO.

28 Q -- OR THAT THE PURCHASES WERE MADE? OR

1 WAS IT OVER THE COURSE OF SEVERAL YEARS?

2 A IT WAS OVER THE COURSE OF A FEW YEARS. I
3 DON'T KNOW EXACTLY HOW MANY YEARS.

4 Q OKAY. AND WHAT WAS YOUR -- WHAT WAS YOUR
5 MOTIVATION FOR ENGAGING IN THAT CONDUCT?

6 A HE WAS MY BUSINESS PARTNER. WE WERE
7 STARTING THIS NEW COMPANY THAT I HAD HOPED TO BE
8 SUCCESSFUL. AND HE ASKED ME TO DO THAT.

9 HE TOLD ME THAT HE HAD HAD A BANKRUPTCY,
10 BAD CREDIT, AND THAT'S WHAT I DID INITIALLY. AND THEN
11 I KIND OF CONTINUED TO DO THE OTHER -- THE OTHER THREE
12 PROPERTIES.

13 Q OKAY. FOR THE SAME REASON?

14 A YEAH, TO BE HELPFUL TO HIM AND TO -- YEAH.

15 Q WELL, AND YOU ALSO ENGAGED -- ISN'T IT
16 TRUE OVER THE COURSE OF TIME YOU ENGAGED IN CRIMINAL
17 ACTIVITY WITH MUNIR UWAYDAH? I'M SPECIFICALLY TALKING
18 ABOUT ILLEGAL CAPPING OF PATIENTS. YOU WERE ENGAGED IN
19 THAT ACTIVITY WITH MUNIR UWAYDAH AS WELL.

20 CORRECT?

21 A YES.

22 Q AND YOU KNEW THAT WAS WRONG?

23 A YES.

24 Q AND WHAT WAS YOUR MOTIVATION FOR DOING
25 THAT?

26 A PRETTY MUCH THE NATURE OF THE BUSINESS AND
27 TO KEEP THE BUSINESS SUCCESSFUL.

28 Q AND BY SUCCESSFUL, YOU WERE MAKING A LOT

1 OF MONEY AS A RESULT OF CAPPING.

2 CORRECT?

3 A I MEAN, I -- ME, PERSONALLY?

4 Q THE BUSINESS WAS.

5 A YES.

6 Q OKAY. DO YOU RECALL DURING OUR PROFFER
7 SESSIONS YOU WERE ASKED, GIVEN ALL THE ACTIVITY YOU HAD
8 ENGAGED WITH WITH MUNIR UWAYDAH OVER THE COURSE OF
9 MANY, MANY YEARS, DO YOU RECALL BEING ASKED WHAT YOUR
10 OVERALL MOTIVATION WAS FOR REPEATEDLY ENGAGING IN
11 FRAUDULENT OR CRIMINAL ACTIVITY WITH MUNIR UWAYDAH?

12 DO YOU RECALL THAT?

13 A NOT SPECIFICALLY, NO.

14 Q OKAY. DO YOU RECALL TELLING US DURING THE
15 PROFFER THAT YOU WERE MADE PROMISES BY MUNIR UWAYDAH
16 AND THAT THAT IS WHAT MOTIVATED YOU TO CONTINUE
17 CONDUCTING YOURSELF IN FRAUDULENT AND CRIMINAL
18 ACTIVITY?

19 A I -- I HAVE SAID THAT, YEAH. I BELIEVED
20 THAT I WAS ENTITLED TO 49 PERCENT OF THE -- OF THE
21 PROFITS FROM THE COMPANY.

22 Q OKAY. BUT THAT'S FRONTLINE.

23 CORRECT?

24 A YES.

25 Q OKAY. AND THESE PROPERTIES WE'RE TALKING
26 ABOUT, THOSE HAVE NOTHING TO DO WITH FRONTLINE
27 BUSINESS, DO THEY?

28 A NO.

1 Q AND CONNEMARA, WICKLOW, NOTRE DAME, ET
2 CETERA, THOSE COMPANIES HAD NOTHING TO DO WITH
3 FRONTLINE.

4 CORRECT?

5 A NO. CORRECT.

6 Q AND YOU FRAUDULENTLY PUT YOUR NAME AS THE
7 PRESIDENT OF THOSE HOLDING COMPANIES, DIDN'T YOU?

8 A YES.

9 Q AND SO WHEN I ASKED YOU A QUESTION ABOUT
10 YOUR MOTIVATION FOR ENGAGING IN CRIMINAL ACTIVITY, WHAT
11 YOU JUST DESCRIBED WITH THOSE PROPERTIES AND THE
12 HOLDING COMPANIES, THAT HAD NOTHING TO DO WITH A
13 49 PERCENT POSSIBLE OWNERSHIP YOU HAD IN FRONTLINE, DID
14 IT?

15 A NO, IT DID NOT.

16 Q OKAY. SO LET ME ASK YOU AGAIN.

17 WAS ANY -- WELL, LET ME START BY ASKING
18 YOU, DID YOU PROFIT FROM THE ACTIVITY THAT YOU'VE
19 DESCRIBED HERE, FRAUDULENTLY PUTTING YOUR NAME ON THOSE
20 HOLDING COMPANIES AND THESE PROPERTIES?

21 A NO.

22 Q DID YOU PROFIT?

23 A NO.

24 Q YOU WERE RECEIVING A LARGE SALARY WHEN YOU
25 WORKED AT FRONTLINE.

26 CORRECT?

27 A I WAS RECEIVING \$30,000 A MONTH.

28 Q OKAY. WAS THAT -- AND THAT'S A PRETTY

1 LARGE SALARY.

2 CORRECT?

3 A IT'S NOT AS MUCH AS I HAD MADE IN THE
4 PAST, BUT YEAH, IT WAS COMFORTABLE.

5 Q WAS PART OF THAT SALARY CONDITIONED ON YOU
6 ENGAGING IN FRAUDULENT ACTIVITY SUCH AS WE'VE DESCRIBED
7 HERE WITH REGARDS TO THESE PROPERTIES, THE CAPPING, THE
8 PUTTING YOUR NAME ON BUSINESSES?

9 A IT WAS AS FAR AS THE CAPPING, YES. BUT AS
10 FAR AS THE PROPERTIES, NO.

11 Q OKAY. SO LET ME ASK YOU AGAIN.

12 WHAT WAS YOUR MOTIVATION FOR ENGAGING IN
13 THAT CONDUCT, PUTTING YOUR NAME ON HOLDING COMPANIES AS
14 ITS PRESIDENT, AS THE PRESIDENT OF THOSE COMPANIES OR
15 PUTTING YOUR NAME ON LOANS THAT YOU DID NOT ACTUALLY
16 OWN?

17 A MY MOTIVATION WAS TO KEEP DR. UWAYDAH, YOU
18 KNOW, HAPPY, SATISFIED SO THAT THE BUSINESS, THE
19 FRONTLINE MEDICAL BUSINESS, WHICH I WAS ENGAGED IN,
20 WOULD HOPEFULLY CONTINUE TO PROSPER.

21 Q DID DR. UWAYDAH GIVE YOU ANY PROMISES AS
22 TO WHAT MAY BE COMING TO YOU IF YOU ENGAGED IN THIS
23 ACTIVITY WITH HIM?

24 A REGARDING THE PROPERTIES?

25 Q YES, SPECIFICALLY REGARDING THE PROPERTY.

26 A NO.

27 Q WELL, WHAT ABOUT THE OTHER CRIMINAL
28 ACTIVITIES OR FRAUDULENT ACTIVITIES THAT HE WAS ENGAGED

1 IN?

2 A AS FAR AS -- AS FAR AS FRONTLINE, AGAIN, I
3 WAS 49 PERCENT OWNER. I MEAN, I WAS EXPECTING TO GET
4 49 PERCENT OF THE PROFITS.

5 Q OKAY. AND WHEN YOU SAY "PROFITS," WHAT DO
6 YOU MEAN?

7 A I MEAN WHATEVER WAS LEFT OVER AFTER THE
8 OVERHEAD WAS PAID.

9 Q OKAY. ARE YOU TALKING ABOUT THE MONTHLY
10 REVENUES THAT FRONTLINE WAS MAKING AS A BASIS, BASED ON
11 HEALTH CARE, PROVIDING HEALTH CARE TO PATIENTS?

12 A YES.

13 Q OKAY. ARE YOU INCLUDING IN YOUR ANSWER
14 PROFITS MADE BY LIENS BEFORE THE WORKERS' COMP BOARD?

15 A YES.

16 Q OKAY. SO WERE YOU EXPECTING 49 PERCENT OF
17 PROFITS FROM LIENS THAT FRONTLINE WAS ARGUABLY ENTITLED
18 TO?

19 A YES.

20 Q OKAY. ISN'T IT TRUE, DR. TURLEY, THAT YOU
21 TOLD US DURING THE PROFFERS THAT MUNIR UWAYDAH PROMISED
22 YOU A PORTION OF THE PROFITS FROM THE LIENS THAT
23 FRONTLINE HELD?

24 A I MEAN, I WAS ENTITLED TO 49 PERCENT. I
25 DON'T KNOW ANY OTHER PROMISE.

26 Q WELL, THEN JUST ANSWER MY QUESTION.

27 ISN'T IT TRUE THAT MUNIR UWAYDAH MADE YOU
28 A PROMISE ABOUT GETTING A PORTION OF THE LIENS, THE

1 MONEY FROM THE LIENS THAT FRONTLINE WAS CLAIMING?

2 A IF I SAID THAT IN MY PROFFER, THEN YES,
3 IT'S TRUE.

4 Q OKAY. AND, WELL, WHETHER OR NOT YOU SAID
5 IT IN THE PROFFER, LET ME ASK YOU, AS YOU SIT HERE
6 TODAY, IS IT TRUE THAT DR. UWAYDAH PROMISED YOU A
7 PORTION OF THE PROFITS THAT WOULD BE GARNERED FROM THE
8 PROSECUTION OF THOSE LIENS THAT WERE HELD BY FRONTLINE
9 OR ANY ASSOCIATED BUSINESS ENTITY TO FRONTLINE?

10 A BY FRONTLINE, YES.

11 Q OKAY. WHAT ABOUT BUSINESSES ASSOCIATED
12 WITH FRONTLINE, LIKE FIRSTLINE, U.S. HEALTH, ET CETERA?

13 A FIRSTLINE, YES. U.S. HEALTH, NO.

14 Q OKAY. SO ISN'T IT TRUE THAT YOU WERE
15 MOTIVATED TO ENGAGE IN FRAUDULENT ACTIVITY BECAUSE YOU
16 BELIEVED THAT IT MIGHT RESULT IN YOU GETTING MILLIONS
17 OF DOLLARS IN PAYMENTS AS A RESULT OF THOSE ACTIVITIES?

18 A YES.

19 Q OKAY. AND YOU TOLD US THAT IN THE
20 PROFFER.

21 CORRECT?

22 A YES.

23 Q AND SPECIFICALLY, ISN'T IT TRUE THAT
24 DR. UWAYDAH TOLD YOU THAT THERE WAS ALMOST A BILLION
25 DOLLARS WORTH OF LIENS THAT POTENTIALLY YOU COULD
26 BENEFIT FROM?

27 A YES.

28 Q AND SO WAS IT YOUR BELIEF THAT YOU HAD

1 SOME KIND OF CLAIM TO 49 PERCENT OF THAT NUMBER, OF
2 ALMOST A BILLION DOLLARS?

3 A YES.

4 Q SO IS IT FAIR TO SAY THAT THAT LARGE
5 AMOUNT OF MONEY MOTIVATED YOU TO ENGAGE IN FRAUDULENT
6 ACTIVITY TO KEEP MUNIR UWAYDAH HAPPY IN THE HOPES THAT
7 IF HE WAS SUCCESSFUL, YOU WOULD -- YOU HAD THE
8 POTENTIAL TO EARN ALMOST UP TO \$500 MILLION?

9 A YES.

10 Q AND IS THAT WHY YOU, WHEN DR. UWAYDAH
11 ASKED YOU TO FRAUDULENTLY PUT YOUR NAME ON PROPERTIES
12 THAT YOU KNEW YOU WEREN'T GOING TO PAY FOR AND YOU KNEW
13 YOU WEREN'T GOING TO OWN THE -- REALLY OWN THE LOAN OR
14 REALLY OWN THE TITLE, THAT YOU AGREED TO DO THAT?

15 A YES.

16 Q AND SO SPECIFICALLY, LET ME ASK YOU ABOUT
17 THESE FOUR PROPERTIES.

18 JUST SO WE'RE CLEAR, WHAT YOU JUST SAID,
19 IS THAT STATEMENT TRUE AS IT APPLIES TO THESE FOUR
20 PROPERTIES THAT I ENUMERATED FOR YOU, 5509 OCEAN FRONT
21 WALK, 5007 OCEAN FRONT WALK, 1316 BEVERLY GROVE PLACE,
22 AND 34 GALLEON STREET?

23 IS YOUR STATEMENT TRUE AS IT RELATES TO
24 YOUR CONDUCT AND THOSE FOUR PROPERTIES?

25 A YES.

26 Q DID YOU, IN FACT, NOT ONLY GIVE YOUR NAME
27 TO THE PAPERWORK THAT WAS REQUIRED TO PURCHASE THOSE
28 PROPERTIES AND SECURE THOSE LOANS, BUT DID YOU PRESENT

1 YOURSELF AS A TRUE OWNER OF THOSE PROPERTIES TO THE
2 WORLD AS IF YOU REALLY OWNED AND CONTROLLED THOSE
3 PROPERTIES?

4 A ONLY ON ONE OCCASION, ON ONE PROPERTY.

5 Q TELL US ABOUT THAT.

6 A THE BEVERLY -- THE BEVERLY GROVE PROPERTY.
7 THERE WAS A LAWSUIT FROM ONE OF THE NEIGHBORS INVOLVING
8 SOME TREES OR SOMETHING THAT WERE CUT DOWN. AND I --
9 IN THAT ARBITRATION, WHATEVER IT WAS, YES, I PRESENTED
10 MYSELF AS THE OWNER.

11 I BELIEVE THERE WAS ANOTHER INCIDENT WITH
12 THE SAME PROPERTY WHEN THERE WAS A DISPUTE WITH A
13 NEIGHBOR OVER THE PLACEMENT OF A WALL.

14 Q OKAY. AND SO JUST SO WE'RE CLEAR, WHEN
15 YOU SECURED THE LOANS AND MADE THE PURCHASE UNDER -- AS
16 A STRAW BUYER FOR THESE PROPERTIES, YOU KNEW THAT THAT
17 MEANT YOUR NAME WAS GOING TO GO ON THE TITLE OF THOSE
18 PROPERTIES.

19 CORRECT?

20 A INITIALLY, YES.

21 Q I'M SORRY?

22 A INITIALLY, YES.

23 Q WHAT DO YOU MEAN "INITIALLY"?

24 A WELL, I KNEW AS I PURCHASED THEM, YES, MY
25 NAME WOULD BE ON THE TITLE. BUT AGAIN, I WANTED THOSE
26 PROPERTIES OUT OF MY NAME, MY NAME OFF THE LOAN AS SOON
27 AS POSSIBLE.

28 Q OKAY. SO --

1 YES, I AM ASKING YOU, YOU UNDERSTOOD THAT
2 THAT WOULD BE -- AS A RESULT OF YOUR CONDUCT, THAT YOUR
3 NAME WOULD APPEAR ON THE TITLE AND BE RECORDED WITH THE
4 COUNTY AS THE TRUE OWNER.

5 CORRECT?

6 A YES.

7 Q AND YOU KNEW THAT YOU WERE NOT, IN FACT,
8 THE TRUE OWNER.

9 CORRECT?

10 A CORRECT.

11 Q IN FACT, YOU KNEW THAT YOU WERE NOT GOING
12 TO ENJOY THE -- ANY PRIVILEGES OF OWNERSHIP OR CONTROL
13 OF THOSE PROPERTIES.

14 CORRECT?

15 A CORRECT.

16 Q AND DID YOU, IN FACT -- DID YOU EVER ENJOY
17 ANY OWNERSHIP RIGHTS OR CONTROLLING RIGHTS IN ANY OF
18 THOSE PROPERTIES?

19 A NO.

20 Q DID YOU EVER LIVE AT ANY OF THOSE
21 PROPERTIES?

22 A NO.

23 Q DID YOU EVER, YOU, YOURSELF RENT OUT THOSE
24 PROPERTIES FOR ANY PROFIT?

25 A NO.

26 Q DID YOU EVER EARN ANY PROFIT FROM ANY OF
27 THOSE PROPERTIES?

28 A NO.

1 Q DID YOU EVER CONTROL THE PROPERTIES IN ANY
2 WAY, SUCH AS EXERCISING OR EXECUTING A LEASE ON THOSE
3 PROPERTIES?

4 A NO.

5 Q WHAT ABOUT THE TAXES THAT WERE OWED FOR
6 THOSE PROPERTIES? WHO PAID THOSE?

7 A I DON'T KNOW.

8 Q IT WASN'T YOU?

9 A IT WASN'T ME.

10 Q OKAY. WHAT ABOUT ON YOUR TAXES? YOU WERE
11 LISTED ON SEVERAL LOANS ON MULTI-MILLION DOLLAR
12 PROPERTIES, AND THAT AFFECTED YOUR TAXES.

13 CORRECT?

14 A I NEVER CLAIMED ANY OF THAT INTEREST
15 THAT'S DEDUCTIBLE OR ANYTHING LIKE THAT ON MY TAXES.

16 Q SO YOU, YOURSELF DID NOT PAY ANY TAXES ON
17 THESE PROPERTIES?

18 A NO.

19 Q AND DO YOU KNOW WHO DID?

20 A NO.

21 Q OKAY. WHO PAID THE MORTGAGE?

22 A I DON'T KNOW.

23 Q WELL, YOUR NAME WAS ON THE MORTGAGE.

24 A THAT'S CORRECT.

25 Q WHAT ADDRESS DID YOU GIVE WHEN YOU
26 PURCHASED THOSE PROPERTIES?

27 A I DON'T HAVE THE PAPERWORK IN FRONT OF ME.
28 I'M ASSUMING MY PERSONAL RESIDENCE.

1 Q OKAY. SO MORTGAGE BILLS WOULD COME TO
2 YOUR PERSONAL RESIDENCE.

3 RIGHT?

4 A NO.

5 Q WHERE WOULD THE BILLS GO?

6 A I DON'T KNOW.

7 Q OKAY. BUT YOUR -- I'M SORRY TO BELABOR
8 THIS. BUT YOUR NAME IS ON THE MORTGAGE LOAN, YOUR NAME
9 IS ON THE TITLE, SO I ASSUME YOUR SOCIAL SECURITY
10 NUMBER WAS ASSOCIATED WITH THESE LOANS.

11 CORRECT?

12 A I WOULD ASSUME SO, YES.

13 Q SO WHAT ABOUT PROPERTY TAXES?

14 A I NEVER PAID THEM. I NEVER RECEIVED A
15 PROPERTY TAX BILL.

16 Q OKAY. DO YOU KNOW WHO PAID THEM?

17 A I DO NOT.

18 Q OKAY. SO WAS THIS PART AND PARCEL OF THE
19 AGREEMENT THAT YOU HAD WITH UWAYDAH, THAT YOU WOULD
20 GIVE YOUR NAME AND YOUR PERSONAL INFORMATION TO SECURE
21 THE LOAN AND PUT YOUR NAME ON THE TITLE AND APPEAR TO
22 THE PUBLIC AS THE TRUE OWNER, YET YOU WOULD NOT BE
23 BOTHERED WITH PROPERTY TAXES, INCOME TAXES, PAPERWORK,
24 ET CETERA?

25 IS THAT PART OF THE AGREEMENT?

26 A YES.

27 Q AND DID -- ISN'T IT TRUE THAT YOUR WIFE
28 MADE MORTGAGE PAYMENTS ON SOME OF THESE PROPERTIES OR

1 ALL OF THESE PROPERTIES?

2 A NOT THAT I KNOW OF, NO.

3 Q OKAY. WHO PAID YOUR MORTGAGE AT THE HOUSE
4 THAT YOU LIVE IN WITH YOUR WIFE AND FAMILY?

5 A COULD YOU REPEAT THAT, PLEASE.

6 Q WHO PAYS THE MORTGAGE OF THE PROPERTY
7 WHERE YOU LIVE WITH YOUR WIFE AND FAMILY?

8 A I DO. MY WIFE AND I DO.

9 Q OKAY. THE PAYMENT FOR THOSE -- FOR YOUR
10 HOUSE WHERE YOU LIVE, DOESN'T IT COME FROM ANY OTHER
11 SOURCE OTHER THAN YOUR OWN INCOME?

12 A FROM MY WIFE'S INCOME. SHE WORKS FOR
13 CASH, AND SHE'S BEEN PAYING THE MORTGAGE IN CASH.

14 Q THAT'S WHAT I MEAN, YOU OR YOUR WIFE'S
15 INCOME.

16 A YES.

17 Q AND IS THAT -- IS THE SAME TRUE FOR THE
18 TIME PERIOD OF -- YOU KNOW, IN PRIOR YEARS? SAY, FOR
19 EXAMPLE, 2009, 2010, THROUGH 2015, HAS THAT ALWAYS BEEN
20 TRUE, YOU AND YOUR WIFE PAY YOUR OWN MORTGAGE?

21 A YES.

22 Q OKAY. IS THERE ANY OTHER REASON FOR ONE
23 OF DR. UWAYDAH'S COMPANY TO PROVIDE YOU MONEY FOR
24 MORTGAGE PAYMENTS?

25 A NO.

26 MR. MATHAI: I WANT TO SHOW YOU WHAT I'D LIKE TO
27 MARK, YOUR HONOR, NOW AS PEOPLE'S --

28 THE COURT: FOR THIS PURPOSE IT WOULD BE

1 PEOPLE'S 1 FOR THIS HEARING.

2 MR. MATHAI: OKAY. SO DO I NEED TO SAY ANYTHING
3 SPECIAL --

4 THE COURT: LET US KNOW WHAT IT IS.

5 MR. MATHAI: PEOPLE'S 1 IS A PHOTOCOPY OF A CHECK
6 OR A CHECK -- THE FRONT AND BACK OF A CHECK FROM FIRST
7 FINANCIAL CREDIT UNION.

8 MAY I MARK THIS PEOPLE'S 1? AND I'LL
9 WRITE A "P1" ON THE BACK.

10 THE COURT: YES.

11
12 (MARKED FOR IDENTIFICATION PEOPLE'S
13 EXHIBIT 1, PHOTOCOPY OF CHECK.)

14
15 MR. MOEST: MAY I SEE THAT BEFORE --

16 THE COURT: YES.

17 MR. MOEST: IT'S ONE OF THOSE FORMALITIES I'D
18 LIKE TO OBSERVE.

19 OKAY.

20 Q BY MR. MATHAI: BEFORE I SHOW YOU THIS,
21 ARE YOU FAMILIAR WITH AN ENTITY CALLED, "L.A. HEALTH
22 PARTNERS MEDICAL GROUP"?

23 A YES.

24 Q TELL US ABOUT THAT ENTITY.

25 A ALL I KNOW IS THAT WAS ANOTHER MEDICAL
26 CORPORATION THAT UWAYDAH HAD FORMED.

27 Q OKAY. WAS THAT A UWAYDAH CONTROLLED
28 MEDICAL COMPANY?

1 A YES.

2 Q WHAT WAS YOUR ASSOCIATION WITH THAT
3 COMPANY?

4 A I -- I DON'T REMEMBER. AS FAR AS I KNOW,
5 IT DIDN'T DO ANY BILLING OR ANYTHING THAT I WAS AWARE
6 OF. I DON'T KNOW.

7 Q OKAY. DID YOU, IN FACT, HAVE YOUR NAME ON
8 BANK ACCOUNTS ASSOCIATED WITH THAT ENTITY?

9 A I MAY HAVE.

10 Q OKAY. AND IS THAT SOMETHING THAT YOU DID
11 FOR DR. UWAYDAH, PUT YOUR NAME ON BANK ACCOUNTS AS
12 WELL?

13 A IF MY NAME IS ON THAT ACCOUNT, THEN YES.

14 Q WELL, IF IT IS OR ISN'T, DID YOU DO THAT
15 FOR DR. UWAYDAH IN MORE THAN ONE INSTANCE?

16 A I DON'T RECALL EXACTLY WHAT BANK ACCOUNTS
17 I HAD MY NAME ON.

18 Q OKAY. LET ME SHOW YOU PEOPLE'S 1.
19 DO YOU RECOGNIZE THAT DOCUMENT? OR WHAT
20 IS SHOWN IN THAT DOCUMENT?

21 A I MEAN, I -- THAT'S MY SIGNATURE. AND
22 IT'S MADE OUT TO MY WIFE.

23 Q OKAY.

24 A SO --

25 Q THIS IS A CHECK MADE OUT TO YOUR WIFE.
26 AND YOU SAID THAT'S YOUR SIGNATURE ON THE SIGNATOR
27 LINE.

28 IS THAT CORRECT?

1 A YES.

2 Q WHAT ABOUT THE REST OF THE CHECK? IS THAT
3 YOUR HANDWRITING?

4 A IT'S NOT MY HANDWRITING. I BELIEVE THAT'S
5 MY WIFE'S HANDWRITING.

6 MR. MATHAI: OKAY. MAY I APPROACH THE COURT?

7 THE COURT: YES.

8 Q BY MR. MATHAI: NOW, THAT COPY, PHOTOCOPY
9 OF THAT CHECK, THAT'S -- THE MEMO LINE THERE SAYS IT'S
10 FOR MORTGAGES, PLURAL, IN 2009.

11 CORRECT?

12 A YEAH. I JUST --

13 THE COURT: "NOV," NOVEMBER.

14 Q BY MR. MATHAI: I'M SORRY.

15 NOVEMBER, 2009.

16 IS THAT CORRECT?

17 A IS THAT WHAT IT SAYS? THEN --

18 Q LET ME SHOW IT TO YOU.

19 DO YOU SEE THE MEMO LINE?

20 A YES. NOVEMBER, 2009, MORTGAGES, YES.

21 Q IS THAT'S YOUR WIFE'S HANDWRITING?

22 A MY SIGNATURE AND HER HANDWRITING.

23 Q OKAY. AND SO DID YOU CONTROL A BANK
24 ACCOUNT FOR L.A. HEALTH PARTNERS MEDICAL GROUP?

25 A I MIGHT HAVE BEEN THE SIGNATOR ON THAT
26 ACCOUNT, BUT I NEVER CONTROLLED THE ACCOUNT.

27 Q DID YOU, IN FACT, WRITE A CHECK FOR
28 \$28,448.81 TO YOUR -- OR SIGN A CHECK MADE OUT TO YOUR

1 WIFE THAT PURPORTED TO BE FOR MORTGAGES IN 2000 --
2 NOVEMBER OF 2009?

3 A THAT'S MY SIGNATURE, AND THAT'S HER
4 HANDWRITING. WHAT THAT CHECK IS FOR OR ABOUT, I HAVE
5 NO IDEA.

6 Q OKAY. SO ISN'T IT TRUE --
7 WELL, ISN'T IT TRUE THAT SINCE YOUR NAME
8 WAS ON THE LOANS FOR THESE MULTI-MILLION DOLLAR
9 PROPERTIES AND SINCE YOUR NAME WAS ON THE TITLE, THAT
10 YOU KEPT UP THE APPEARANCE THAT IT WAS YOUR LOAN BY
11 ACTUALLY WRITING CHECKS TO PAY OFF -- PAY DOWN THE
12 PRINCIPAL ON THOSE LINES?

13 A IF THERE WERE SOME CHECKS THAT WERE MADE
14 INITIALLY TO, IN EFFECT, DO WHAT YOU JUST DESCRIBED,
15 THAT MAY BE POSSIBLE.

16 BUT I'M NOT -- I DON'T RECALL THAT. I
17 DON'T REMEMBER THAT. IF THERE WERE, I THINK THERE WERE
18 VERY FEW. IT CERTAINLY DIDN'T CONTINUE VERY LONG.

19 Q JUST TO PUT A FINE POINT ON IT, THIS
20 AMOUNT THAT'S IN THIS CHECK IS MORE THAN YOU WOULD NEED
21 TO PAY THE MORTGAGE ON YOUR PERSONAL HOME WHERE YOU
22 LIVE.

23 A YES.

24 Q AND SO THIS -- THIS IS A HUGE AMOUNT OF
25 MONEY FOR -- AND PURPORTS TO BE FOR MULTIPLE
26 MORTGAGES -- CORRECT? -- ACCORDING TO WHAT IT SAYS
27 HERE?

28 A YES.

1 Q NOW, GOING TO THAT LAWSUIT THAT YOU
2 DISCUSSED, THAT HAD TO DO WITH THE BEVERLY HILLS
3 PROPERTY, 1316 BEVERLY GROVE PLACE.

4 CORRECT?

5 A YES.

6 Q YOU SAID YOU REPRESENT -- YOU PUT YOURSELF
7 OUT AS THE TRUE OWNER OF THAT PROPERTY.

8 WHO REPRESENTED YOU IN THAT LAWSUIT?

9 A TATIANA ARNOLD.

10 Q AND SHE'S AN ASSOCIATE OF DR. UWAYDAH'S,
11 OR WAS?

12 A YES.

13 Q AND DID SHE KNOW WHEN SHE REPRESENTED YOU
14 IN THAT ARBITRATION THAT THE TRUE OWNER OF THE PROPERTY
15 WAS MUNIR UWAYDAH?

16 A I WOULD BE VERY SURPRISED IF SHE DIDN'T
17 KNOW THAT, YES.

18 Q WELL, DID YOU MAKE IT CLEAR OR DID YOU
19 PLAY THE ROLE WITH HER AS WELL THAT YOU WERE THE TRUE
20 OWNER?

21 A I PLAYED THE ROLE THAT I WAS THE OWNER OF
22 THAT PROPERTY FOR THAT ARBITRATION.

23 Q OKAY. DID YOU TELL US DURING THE PROFFERS
24 THAT YOU BELIEVE SHE KNEW THAT UWAYDAH WAS THE TRUE
25 OWNER, AND SHE WAS PLAYING A ROLE AS WELL?

26 A YES.

27 Q AND AGAIN, IF YOU PUT YOURSELF OUT AS A
28 TRUE OWNER, THAT WAS A LAWSUIT THAT WAS BROUGHT AGAINST

1 A NEIGHBOR PURPORTEDLY BY YOU.

2 CORRECT?

3 A THAT WAS -- THAT WAS A LAWSUIT BROUGHT
4 AGAINST ME BY A NEIGHBOR, YES.

5 Q OKAY. AGAINST YOU BY THE NEIGHBOR?

6 A YES.

7 Q AND DID THAT END UP RESOLVING?

8 A YES.

9 Q SO LET ME ASK YOU DIRECTLY.

10 WITH REGARDS TO THE TITLE OF THESE
11 PROPERTIES, BASED ON WHAT YOU'VE JUST TESTIFIED TO IN
12 THIS COURT, DO YOU ACKNOWLEDGE THAT YOU DID NOT HAVE --
13 YOU DID NOT HAVE CLEAN TITLE TO THOSE PROPERTIES?

14 MR. MOEST: OBJECTION.

15 DEFENDANT TURLEY: I DIDN'T OWN THE PROPERTIES IF
16 THAT'S WHAT YOU'RE REFERRING TO.

17 Q BY MR. MATHAI: OKAY. SO IF IT SAID -- IF
18 THE DOCUMENT -- IF THE DEEDS AND THE TITLES THAT ARE
19 RECORDED WITH THE GOVERNMENT SAY THAT YOU WERE THE TRUE
20 OWNER OF IT, THOSE WOULD BE FALSE.

21 CORRECT?

22 A YES.

23 Q NOW, I WANT TO DIRECT YOUR ATTENTION TO
24 2010.

25 AT THAT TIME, 2010, WERE YOU THE OWNER ON
26 PAPER, AS WE'VE DISCUSSED, OF THESE FOUR PROPERTIES?

27 A I DON'T RECALL THE EXACT DATES.

28 Q JUST TO GIVE YOU SOME PERSPECTIVE ON TIME,

1 ARE YOU FAMILIAR OR DO YOU REMEMBER THE DATE, THE
2 APPROXIMATE DATES THAT MUNIR UWAYDAH FLED FROM THE
3 UNITED STATES AND WENT TO LEBANON?

4 A YES.

5 Q WAS THAT IN THE SUMMER OF 2010?

6 A YES.

7 Q OKAY. USING THAT AS A REFERENCE, DID YOU
8 OWN THESE PROPERTIES OR DID YOU PURPORT TO OWN THESE
9 PROPERTIES THAT WE'VE DESCRIBED, THESE FOUR PROPERTIES,
10 PRIOR TO MUNIR UWAYDAH GOING TO LEBANON IN THE SUMMER
11 OF 2010?

12 A YES.

13 Q NOW, ARE YOU AWARE OF WHY DR. UWAYDAH LEFT
14 THE UNITED STATES AND WENT TO LEBANON?

15 A I AM AWARE OF WHAT I WAS TOLD.

16 Q BY HIM?

17 A BY HIM, YES.

18 Q OKAY. WHAT DID HE TELL YOU AS TO HIS
19 REASON FOR LEAVING THE UNITED STATES AND GOING TO
20 LEBANON?

21 A HE TOLD ME THAT HE DIDN'T -- DIDN'T TRUST
22 THE GOVERNMENT, THAT HE WAS AFRAID OF BEING ARRESTED OR
23 SOMETHING ALONG THOSE LINES.

24 Q AND THIS CONVERSATION SPECIFICALLY --
25 I TAKE IT YOU HAD MULTIPLE CONVERSATIONS
26 WITH HIM ABOUT THAT? OR ARE YOU TALKING ABOUT ONE
27 PARTICULAR CONVERSATION?

28 A YES, ABOUT --

1 Q ABOUT WHY HE --

2 A I MEAN, IT WAS RELATED TO THE MURDER AND
3 KELLY SOO PARK BEING ARRESTED AND THAT TURMOIL.

4 Q AND IT WAS AT THAT TIME THAT HE LEFT?

5 A YES.

6 Q ISN'T IT TRUE THAT HE ALSO KNEW OF AN
7 INVESTIGATION INTO FRAUD, INTO HIS MEDICAL CLINICS AND
8 OTHER ASSOCIATED ENTITIES?

9 A I DON'T KNOW IF HE KNEW THAT SPECIFICALLY.
10 I MEAN, I WASN'T AWARE OF THAT UNTIL I WAS TOLD BY THIS
11 KAREN THOMPSON.

12 Q THAT'S THE DETECTIVE INVESTIGATING THE
13 MURDER.

14 CORRECT?

15 A MY -- YES.

16 Q OKAY. SO BUT ISN'T IT TRUE THAT YOU
17 YOURSELF WENT TO LEBANON IN 2010?

18 A YES.

19 Q AND WHEN DID YOU GO?

20 A I BELIEVE OCTOBER OF 2010.

21 Q OKAY. AND WHY DID YOU GO?

22 A I WENT TO DISCUSS EVERYTHING IN PERSON
23 WITH HIM. THAT WAS MY INTENTION FOR GOING.

24 Q OKAY. AND YOU WENT BECAUSE YOU WERE THE
25 PURPORTED BUSINESS PARTNER TO UWAYDAH AND FRONTLINE.

26 CORRECT?

27 A CORRECT.

28 Q AND THERE WAS A LOT OF RELATED ENTITIES

1 AND BUSINESSES THAT HE WAS CONCERNED ABOUT.

2 CORRECT?

3 A I'M -- YES.

4 Q WELL, THERE WERE A LOT OF ASSETS THAT HE
5 WAS CONCERNED ABOUT?

6 A I KNOW THERE WAS DISCUSSION OF CARS, I
7 THINK THE HOUSES, THE BUSINESS. THAT WAS THE MAIN
8 FOCUS.

9 Q AND WHAT WAS UWAYDAH'S CONCERN WHEN YOU
10 WENT --

11 YOU WENT THERE TO MEET HIM.

12 CORRECT?

13 A YES.

14 Q SO HE FLED IN THE SUMMER OF 2010. YOU
15 WENT IN OCTOBER OF 2010.

16 A YES.

17 Q WHERE DID YOU GO? BEIRUT?

18 A YES.

19 Q AND WHERE DID YOU MEET HIM?

20 A IN THE HOTEL LOBBY, HOTEL RESTAURANT.

21 Q OKAY. AND WHAT DID YOU DISCUSS WITH HIM?

22 A EVERYTHING THAT HAD TRANSPIRED AND AS FAR
23 AS BRINGING -- YOU KNOW, BRINGING THE BUSINESS BACK --
24 BACK INTO BUSINESS.

25 Q OKAY. DID YOUR DISCUSSION INCLUDE THESE
26 PROPERTIES THAT WE'VE BEEN DISCUSSING HERE TODAY, THE
27 FOUR PROPERTIES THAT I'VE ITEMIZED FOR YOU?

28 A THERE MIGHT HAVE BEEN SOME DISCUSSION

1 ABOUT SOME OF THAT, YEAH.

2 Q WELL, ISN'T IT TRUE THAT PART OF YOUR
3 DISCUSSION --

4 WELL, LET ME JUST ASK YOU, WAS THERE ANY
5 CONCERN VOICED BY DR. UWAYDAH ABOUT LAW ENFORCEMENT OR
6 CREDITORS GETTING ACCESS TO ASSETS THAT HE HAD AN
7 INTEREST IN?

8 A I DON'T RECALL THAT CONVERSATION OTHER
9 THAN REGARDING THE ACCOUNTS RECEIVABLES.

10 Q OKAY. ISN'T IT TRUE THAT YOU TOLD US
11 DURING THE PROFFER THAT UWAYDAH WAS CONCERNED ABOUT LAW
12 ENFORCEMENT INVESTIGATION?

13 A YES.

14 Q WELL, ISN'T IT ALSO TRUE THAT YOU TOLD US
15 THAT IN 2010 YOU SIGNED PAPERWORK, SPECIFICALLY GRANT
16 DEEDS, WHICH PURPORTED TO HAVE AN IMPACT ON ONE OR MORE
17 OF THESE PROPERTIES THAT WE'VE BEEN TALKING ABOUT HERE?

18 A YES. WAS THAT 2010 OR 2011? I DON'T --

19 Q I'M ASKING YOU. DO YOU REMEMBER --

20 A I DON'T REMEMBER EXACTLY WHEN.

21 Q OKAY. LET ME ASK YOU THIS WAY.

22 DID YOU AT SOME POINT IN TIME HAVE
23 CONVERSATIONS WITH MUNIR UWAYDAH ABOUT THESE PROPERTIES
24 AND LAW ENFORCEMENT'S INVESTIGATIONS IMPACTING THE
25 PROPERTIES?

26 A YES.

27 Q WELL, I MEAN, THAT'S WHY WE'RE HERE,
28 DR. TURLEY. SO WHY DON'T YOU TELL US ABOUT THAT.

1 A I WANTED THE PROPERTIES OUT OF MY NAME, SO
2 THEY WERE -- I AGREED, YOU KNOW, TO TRANSFER --
3 TRANSFER THE PROPERTIES TO THESE HOLDING COMPANIES.

4 Q OKAY. SO WHOSE IDEA WAS IT TO TRANSFER
5 THE PROPERTIES TO HOLDING COMPANIES?

6 A MUNIR UWAYDAH'S.

7 Q OKAY. AND HAD YOU VOICED -- PRIOR TO
8 THAT, HAD YOU VOICED TO HIM A CONCERN THAT YOUR NAME
9 WAS ON THESE FOUR PROPERTIES THAT WE'VE BEEN TALKING
10 ABOUT?

11 A I HAD VOICED MY CONCERN FROM ALMOST THE
12 BEGINNING BECAUSE I WANTED NOTHING -- I DIDN'T WANT MY
13 NAME ON THEM.

14 Q OKAY. WHAT WAS YOUR CONCERN EXACTLY?

15 A I DIDN'T -- I DIDN'T HAVE OWNERSHIP, LIKE
16 WE'VE DISCUSSED. I DIDN'T HAVE ANY CONTROL. YOU KNOW,
17 IT WAS, I MEAN, A DRAG ON MY CREDIT ESSENTIALLY. I
18 JUST WANTED MY HANDS -- I DIDN'T WANT TO BE -- I'VE
19 NEVER BEEN INVOLVED IN IT, BUT I JUST WANTED IT FREE
20 AND CLEAR.

21 Q OKAY. SO YOU SAID UWAYDAH CAME UP WITH
22 THE IDEA TO PUT THE PROPERTIES IN THE HOLDING
23 COMPANIES. BUT WHO CONTROLLED THE HOLDING COMPANIES?

24 A WELL, I DIDN'T. SO HE DID.

25 Q OKAY. BUT WHOSE NAME WAS ON THE HOLDING
26 COMPANIES?

27 A MY NAME.

28 Q SO YOU TOOK THE PROPERTIES IN WHICH YOUR

1 NAME SHOWED UP ON TITLE, AND INSTEAD YOU PUT THE
2 PROPERTIES AS BEING HELD BY A HOLDING COMPANY. BUT YOU
3 WERE THE OWNER OR PRESIDENT OR -- ON PAPER THE
4 CONTROLLING AGENT OF THESE HOLDING COMPANIES.

5 CORRECT?

6 A YES.

7 Q SO WHEN WE TALKED ABOUT -- SPECIFICALLY
8 WE'RE TALKING, AGAIN, ABOUT 5007, LLC. THAT WAS A
9 HOLDING COMPANY THAT YOU PUT THE PROPERTY 5007 OCEAN
10 FRONT WALK INTO.

11 CORRECT?

12 A I DON'T REMEMBER THAT NAME SPECIFICALLY.
13 BUT IF MY NAME IS ON THE PAPERWORK, THEN YES, THEN I
14 DID DO THAT.

15 Q OKAY. AND 5509 OCEAN FRONT WALK, DID YOU
16 TRANSFER THAT FROM YOUR NAME TO BEING HELD BY
17 CONNEMARA, A HOLDING COMPANY, WHICH YOU WERE THE
18 PRESIDENT OF?

19 A I RECOGNIZE THAT, YES.

20 Q OKAY. SO ON PAPER, IF ANYONE LOOKED INTO
21 CONNEMARA, THEY WOULD SEE THAT YOU WERE ASSOCIATED WITH
22 IT AS A PRESIDENT OR A MANAGER. BUT IN REALITY IT WAS
23 MUNIR UWAYDAH THAT EXERCISED CONTROL OVER CONNEMARA.

24 A YES.

25 Q AND THAT WAS TRUE AT THE TIME YOU
26 TRANSFERRED THAT PROPERTY, 5509 OCEAN FRONT WALK, INTO
27 CONNEMARA AS A OWNER?

28 A YES.

1 Q NOW, 1316 BEVERLY GROVE PLACE, DID YOU
2 TRANSFER OWNERSHIP BY GRANT DEED OF THAT PROPERTY INTO
3 A HOLDING COMPANY CALLED NOTRE DAME?

4 A YES.

5 Q AND WHO WAS THE PRESIDENT OR MANAGER OF
6 NOTRE DAME ON PAPER?

7 A ME.

8 Q AND WHO ACTUALLY CONTROLLED IT IN REAL
9 LIFE?

10 A UWAYDAH.

11 Q AND 34 GALLEON STREET IN MARINA DEL REY,
12 DID YOU PUT THAT PROPERTY, TRANSFER IT BY GRANT DEED
13 INTO A HOLDING COMPANY CALLED WICKLOW?

14 A YES.

15 Q AND WERE YOU ON PAPER THE PRESIDENT OR
16 CONTROLLER OR MANAGER OF WICKLOW?

17 A YES.

18 Q AND WHO WAS REALLY BEHIND IT?

19 A UWAYDAH.

20 Q AND SO THIS ARRANGEMENT YOU JUST TESTIFIED
21 TO, WAS THAT ALL UWAYDAH'S IDEA?

22 A YES.

23 Q IT WASN'T YOUR IDEA?

24 A IT WASN'T MY IDEA.

25 Q AND WHAT WAS THE BENEFIT TO YOU, IF ANY,
26 OF MAKING THOSE TRANSACTIONS?

27 A THERE WAS NO BENEFIT TO ME SPECIFICALLY
28 OTHER THAN I LOOKED AT IT AS A PROCESS OF GETTING THESE

1 OUT OF MY NAME.

2 MR. MATHAI: JUST ONE MOMENT.

3 THE COURT: ALL RIGHT.

4 MR. MATHAI: I'M SORRY, YOUR HONOR.

5 THE COURT: THAT'S OKAY.

6 MR. MATHAI: ONE OF THE WITNESSES THAT WE
7 INTENDED TO CALL ON THIS SAME SUBJECT THAT WE'RE
8 INQUIRING NOW IS BENJAMIN GLUCK, WHO PREVIOUSLY
9 REPRESENTED PAUL TURLEY.

10 HE TESTIFIED WITH REGARDS TO THESE SAME
11 SIMILAR QUESTIONS AT THE CIVIL HEARING. WE HAVE THE
12 TRANSCRIPT. WE WOULD LIKE TO CALL HIM.

13 HE'S ACTUALLY HERE NOW AND WOULD LIKE TO
14 ADDRESS THE COURT AS TO OUR CALLING HIM BUT ALSO ASKING
15 IF WE COULD TAKE HIM OUT OF ORDER.

16 THE COURT: YOU CAN TAKE HIM OUT OF ORDER IF YOU
17 WANT.

18 MR. MATHAI: OKAY. SO WE'D LIKE TO DO THAT NOW
19 BECAUSE I THINK I CAN COVER IT RATHER QUICKLY.

20 THE COURT: OKAY.

21 MR. MATHAI: AND THEN GET BACK TO PAUL TURLEY.

22 AND WE'RE GOING TO TRY TO LIMIT HIS
23 QUESTIONING, JUST SO THE COURT KNOWS, TO THIS SUBJECT.
24 THERE ARE A LOT OF OTHER THINGS, OF COURSE. BUT WE'RE
25 GOING TO TRY AND JUST GET TESTIMONY ABOUT THESE
26 PROPERTIES AND WHAT HE KNOWS ABOUT THEM.

27 THE COURT: OKAY.

28 MR. MATHAI: MR. TURLEY, CAN I ASK YOU TO STEP

1 DOWN FOR A FEW MINUTES.

2 DEFENDANT TURLEY: CAN I STEP OUT TO THE
3 RESTROOM?

4 THE COURT: YES. OF COURSE.

5 MR. MATHAI: WE'RE ONLY GOING TO GO FOR ANOTHER
6 HALF AN HOUR. IF YOU WANT TO USE THE RESTROOM, GO
7 AHEAD.

8 THE COURT: HE'S A BIG BOY. IF HE WANTS TO USE
9 THE RESTROOM, HE CAN LEAVE.

10 MR. MATHAI: THAT'S TRUE.

11 YOUR HONOR, MR. GLUCK IS HERE. I DID TELL
12 YOUR HONOR WHAT WE INTEND TO DO. HE WANTS TO ADDRESS
13 THE COURT BEFORE WE CALL HIM.

14 THE COURT: OKAY.

15 MR. DROOKS: GOOD AFTERNOON, YOUR HONOR. MARK
16 DROOKS OF BIRD MARELLA FOR MR. GLUCK.

17 THE COURT: OKAY.

18 MR. DROOKS: SO MR. GLUCK IS HERE TO TESTIFY.
19 OBVIOUSLY, HE HAS -- MUCH OF WHAT HE WILL TESTIFY TO
20 WAS AT LEAST AT ONE POINT PRIVILEGED. THERE ARE REALLY
21 TWO ISSUES HERE.

22 ONE, AS THE COURT PROBABLY KNOWS ALREADY,
23 MR. GLUCK HAS GIVEN A SUBSTANTIAL AMOUNT OF TESTIMONY
24 IN A PRIOR PROCEEDING. THAT WAS BASED UPON TWO THINGS.

25 ONE, MY UNDERSTANDING IS THAT MR. TURLEY
26 HAS ALREADY EXECUTED A COMPLETE WAIVER OF BOTH THE
27 ATTORNEY-CLIENT PRIVILEGE AND MR. GLUCK'S OBLIGATIONS
28 UNDER THE BUSINESS AND PROFESSIONS CODE.

1 THE COURT: OKAY.

2 MR. DROOKS: WITH RESPECT TO MR. UWAYDAH, THE
3 COURT FOUND THAT THE WAIVER EFFECTED BY THE CLAIMS
4 BROUGHT AGAINST MY FIRM AND MR. GLUCK AT THE TIME
5 CONSTITUTED A WAIVER OF THE PRIVILEGE FOR PURPOSES OF
6 THE FIRM'S SELF-DEFENSE.

7 THE COURT: OKAY.

8 MR. DROOKS: THERE IS AN ISSUE AS TO WHETHER OR
9 NOT THAT WAIVER APPLIES OUTSIDE OF THAT PROCEEDING NOW
10 THAT IT'S OVER AND WE HAVE PREVAILED, WHETHER WE STILL
11 HAVE -- WHETHER THE WAIVER REMAINS IN EFFECT FOR
12 PURPOSES OF SELF-DEFENSE SO THAT MR. GLUCK CAN REPEAT
13 THE SAME TESTIMONY ON THE STAND.

14 AND WE WOULD ASK YOUR HONOR TO ADDRESS
15 THAT ISSUE. OBVIOUSLY, IF YOU ORDER MR. GLUCK TO
16 TESTIFY, HE'S PREPARED TO DO SO. AND WE HAVE GIVEN
17 NOTICE TO MR. TURLEY'S COUNSEL THAT THESE ISSUES WOULD
18 ARISE.

19 THE COURT: OKAY.

20 MR. DROOKS: SECONDARILY, IF THE GOVERNMENT
21 INTENDS TO GO BEYOND MR. GLUCK'S PRIOR TESTIMONY, THEN
22 WE WOULD NEED SOME TYPE OF FINDING THAT THERE WAS A
23 WAIVER.

24 THE COURT: OKAY.

25 MR. MOEST: I WILL SAY I DID NOT RECEIVE THAT
26 NOTICE. I DON'T KNOW IF YOU SENT IT TO MR. SEPE.

27 MR. GLUCK: WE SENT IT TO MR. SHOHET WHO WAS
28 APPEARING ON THIS MATTER.

1 MR. MOEST: OKAY. I WASN'T SURE WHO THE COUNSEL
2 WAS YOU WERE REFERRING TO.

3 MR. GLUCK: WE SENT THE COURT'S PRIOR WRITTEN
4 ORDER AS WELL AS THE TRANSCRIPT OF THE PRIOR TESTIMONY,
5 OF THE PRIOR PROCEEDING WHERE THE COURT FOUND A WAIVER,
6 AND MR. SHOHET WAS PRESENT. HE WAS THE ONE WHO
7 CROSS-EXAMINED ME.

8 THE COURT: ALL RIGHT.

9 DR. TURLEY, ARE YOU WILLING TO WAIVE ANY
10 PRIVILEGE YOU HOLD AS FAR AS BENJAMIN GLUCK OR THE LAW
11 FIRM THAT HE'S ASSOCIATED WITH? YOU'RE THE HOLDER OF
12 THE PRIVILEGE.

13 DEFENDANT TURLEY: NO.

14 MR. MATHAI: HE ALREADY HAS WAIVED.

15 MR. GLUCK: THAT WAS PART OF THE PLEA PROCESS.

16 THE COURT: WELL, IN THAT CASE I DON'T NEED TO
17 ASK YOU. I WOULD HAVE CAUTIONED YOU, REMEMBER YOU'RE
18 TO BE COOPERATING WITH THE DISTRICT ATTORNEY IN THIS
19 MATTER.

20 MR. MOEST: I FIGURED HE JUST WANTED TO TALK TO
21 ME BEFORE HE SAID YES.

22 THE COURT: ALL RIGHT. THE COURT WILL FIND
23 THERE'S A WAIVER IN EFFECT. AND YOU MAY TESTIFY. I
24 WILL ORDER YOU TO TESTIFY.

25 MR. MATHAI: AND JUST SO WE'RE CLEAR, WE ARE
26 LIMITING OUR QUESTIONING OF MR. GLUCK TO AN AREA
27 REGARDING THESE PROPERTIES, HIS KNOWLEDGE OF THEM,
28 OWNERSHIP OF THEM, AND CONTROL AND OWNERSHIP OF THEM.

1 WE DO BELIEVE MR. TURLEY HAS WAIVED HIS
2 PRIVILEGE. WE BELIEVE THAT MR. UWAYDAH HAS ALSO WAIVED
3 HIS PRIVILEGE. AND TO THE EXTENT THAT HE HASN'T, WE
4 BELIEVE THAT WHAT MR. GLUCK IS TESTIFYING TO WOULD FIT
5 INTO THE CRIME FRAUD EXCEPTION.

6 THE COURT: ALL RIGHT. HAS HE ALREADY TESTIFIED
7 TO THIS IN THE CIVIL MATTER?

8 MR. MATHAI: YES.

9 THE COURT: OKAY. HAVE YOU?

10 MR. GLUCK: I HAVE, YOUR HONOR. AND I ACTUALLY
11 HAVE A TRANSCRIPT OF THAT TESTIMONY.

12 THE COURT: IN THAT CASE THAT WAIVER, I THINK,
13 APPLIES IN THIS CASE AS WELL.

14 MR. GLUCK: WE'RE NOT SURPRISED BY THAT RULING,
15 JUST WANTED TO --

16 THE COURT: I UNDERSTAND.

17 MR. GLUCK: WE WANTED AN ORDER.

18 MR. MATHAI: WE'LL CALL BENJAMIN GLUCK.

19
20 BENJAMIN GLUCK,
21 CALLED BY THE PEOPLE, AS A WITNESS,
22 WAS SWORN AND TESTIFIED AS FOLLOWS:

23
24 THE CLERK: YOU DO SOLEMNLY STATE THAT THE
25 TESTIMONY YOU ARE ABOUT TO GIVE IN THE CAUSE NOW
26 PENDING BEFORE THIS COURT SHALL BE THE TRUTH, THE WHOLE
27 TRUTH AND NOTHING BUT THE TRUTH, SO HELP YOU, GOD?

28 THE WITNESS: YES.

1 THE CLERK: THANK YOU. SIR, STEP FORWARD AND BE
2 SEATED IN THE WITNESS STAND.

3 PLEASE, ADJUST THE MICROPHONE COMFORTABLY
4 IN FRONT OF YOU. SPEAKING INTO THE MICROPHONE, PLEASE,
5 STATE AND THEN SPELL YOUR FULL NAME FOR THE RECORD.

6 THE WITNESS: IT IS BENJAMIN NATHAN GLUCK,
7 B-E-N-J-A-M-I-N, N-A-T-H-A-N, G-L-U-C-K.

8 THE COURT: THANK YOU.

9 YOU MAY PROCEED.

10 MR. MATHAI: THANK YOU.

11
12 DIRECT EXAMINATION

13 BY MR. MATHAI:

14 Q MR. GLUCK, YOU ARE, OBVIOUSLY, FAMILIAR
15 WITH THE FACTS OF THIS CASE.

16 CORRECT?

17 A UP TO A CERTAIN DATE, YES.

18 Q OKAY. IN FACT, YOU REPRESENTED DR. PAUL
19 TURLEY WHEN HE WAS A CHARGED DEFENDANT IN THIS CASE FOR
20 SEVERAL YEARS.

21 CORRECT?

22 A CORRECT.

23 Q AND FROM THE -- SPECIFICALLY FROM EVEN
24 BEFORE THE INDICTMENTS WERE UNSEALED IN 2015 THROUGH
25 WHEN YOU LEFT THE CASE IN 2000 -- THE END OF 2018.

26 CORRECT?

27 A CORRECT.

28 Q AND I WANT TO -- AT SOME POINT IN TIME DID

1 YOU ALSO REPRESENT DR. MUNIR UWAYDAH?

2 A YES.

3 Q AND I KNOW WE SAID THIS ON THE RECORD
4 BEFORE YOU WERE CALLED JUST NOW, BUT IT'S YOUR
5 UNDERSTANDING THAT BOTH DR. TURLEY AND DR. UWAYDAH HAVE
6 WAIVED THEIR ATTORNEY-CLIENT PRIVILEGE WITH YOU, AND
7 YOU HAVE TESTIFIED IN OTHER PROCEEDINGS ON A MULTITUDE
8 OF SUBJECTS CONCERNING THAT REPRESENTATION.

9 CORRECT?

10 A YES. EXCEPT THAT MY UNDERSTANDING IS THAT
11 DR. TURLEY EXECUTED A FULL WAIVER OF ALL RIGHTS, ALL
12 OBLIGATIONS AS PART OF HIS PLEA.

13 DR. UWAYDAH, THE WAIVER WAS NARROWER, AND
14 IT WAS IN CONNECTION WITH A LAWSUIT THAT HE FILED
15 AGAINST ME, AND THERE WERE FINDINGS THERE. BUT I -- I
16 DON'T KNOW THAT THAT'S A COMPLETE WAIVER AS TO ANYTHING
17 HE EVER -- AS TO EVERYTHING ABOUT THE REPRESENTATION.

18 Q I UNDERSTAND.

19 BUT JUST SO WE'RE CLEAR, WAS ONE OF THE
20 MAIN ISSUES IN THE CIVIL LAWSUIT WHETHER OR NOT MUNIR
21 UWAYDAH WAS AN ALTER EGO TO FRONTLINE MEDICAL
22 ASSOCIATES AND OTHER BUSINESS ENTITIES ASSOCIATED WITH
23 FRONTLINE?

24 A YES. THAT WAS THE SUBJECT OF A BENCH
25 TRIAL DURING THE SUMMER OF 2023.

26 Q OKAY. AND IN THAT LITIGATION AS TO THAT
27 ISSUE, DID YOU TESTIFY?

28 A I DID.

1 Q OKAY. AND SO THAT'S WHY I WANT TO ASK YOU
2 SOME QUESTIONS ON THAT SAME SUBJECT HERE.

3 IN YOUR EXPERIENCE OF REPRESENTING
4 DR. UWAYDAH, DID YOU OBSERVE HIM TO HAVE CONTROLLING
5 INTEREST AND OWNERSHIP INTEREST IN ENTITIES, BUSINESS
6 ENTITIES, WHEREIN OTHER PEOPLE'S NAMES ACTUALLY
7 APPEARED ON THE SECRETARY OF STATE DOCUMENTS AND OTHER
8 LEGAL DOCUMENTS AS OWNERS OR PRINCIPALS?

9 A YES.

10 Q IS ONE OF THOSE ENTITIES --
11 WELL, I WANT TO ASK YOU ABOUT A COUPLE OF
12 THOSE ENTITIES TODAY. WELL, ARE YOU FAMILIAR WITH A
13 BUSINESS ENTITY CALLED MEDCONSULT S.A.L.,
14 M-E-D-C-O-N-S-U-L-T, AND THEN THE ABBREVIATION S-A-L?

15 A YES.

16 Q HOW ARE YOU FAMILIAR WITH THAT ENTITY?

17 A IT CAME UP A NUMBER OF TIMES IN MY
18 REPRESENTATION. AND IT WAS LISTED ON A SPREADSHEET OF
19 ENTITIES THAT DR. UWAYDAH CAUSED TO BE SENT TO ME
20 DURING THE REPRESENTATION, WHICH HAPPENS TO BE AN
21 EXHIBIT IN THE BENCH TRIAL.

22 Q OKAY. AND DID YOU -- BASED ON THAT
23 SPREADSHEET AND YOUR INTERACTIONS WITH MUNIR UWAYDAH,
24 DID YOU FORM A CONCLUSION AS TO WHO CONTROLLED
25 MEDCONSULT, S.A.L.?

26 A YES.

27 Q AND WHO IS THAT?

28 A ALONG WITH ALL OF THE ENTITIES ON THE

1 SPREADSHEET, MY CONCLUSION WAS THAT THEY WERE ALL
2 CONTROLLED BY MUNIR UWAYDAH.

3 Q AND DID YOU SEE HIM ACTUALLY EXERCISE ANY
4 CONTROL OVER MEDCONSULT?

5 A DID I SEE HIM?

6 Q DID YOU OBSERVE ANY CONTROLLING BEHAVIOR
7 THAT HE HAD OVER MEDCONSULT?

8 A AS I TESTIFIED DURING THE BENCH TRIAL,
9 THERE WAS AT LEAST ONE TRANSACTION WHERE MEDCONSULT
10 GAVE UP ITS RIGHTS FOR SOMETHING THAT WOULD MAKE --
11 MEDCONSULT GAVE UP ITS RIGHTS IN ORDER TO BENEFIT MUNIR
12 UWAYDAH PERSONALLY IN A WAY THAT WAS CONSISTENT WITH MY
13 CONCLUSION.

14 Q OKAY. DID MUNIR UWAYDAH EVER ASK YOU TO
15 DO ANYTHING, ASK YOU TO DO ANYTHING AS HIS COUNSEL,
16 THAT WOULD BENEFIT MEDCONSULT?

17 A I BELIEVE HE ASKED ME TO FIND COUNSEL FOR
18 THEM, FOR MEDCONSULT.

19 Q DID YOU DO SO?

20 A YES.

21 Q OKAY. AND WHO WAS THAT COUNSEL?

22 A I -- IT WAS THE LAW FIRM OF HALPERN,
23 HALPERN MAY. THE NAME CHANGED A FEW TIMES. IT WAS
24 AARON MAY AND GRANT GELBERG.

25 Q AND WAS THAT -- CAN YOU GIVE US A GENERAL
26 TIME FRAME WHERE HE ASKED YOU TO DO THAT?

27 A I BELIEVE THAT WAS PROBABLY FAIRLY SHORTLY
28 AFTER THE INDICTMENT WAS UNSEALED AT THE END OF 2015.

1 IF I REMEMBER CORRECTLY, THERE WERE PROPERTIES THAT
2 WERE FROZEN AROUND THAT TIME. AND MEDCONSULT FILED
3 CLAIMS THAT WERE --

4 Q FILED CLAIMS ON THOSE PROPERTIES IN TERMS
5 OF THE SEIZURE?

6 A YES. I DON'T KNOW -- I DON'T KNOW IF
7 MEDCONSULT FILED CLAIMS ON -- I DON'T REMEMBER THE
8 EXACT NUMBER, BUT IT WAS AT LEAST ONE PROPERTY. AND
9 THAT WAS WHAT AARON MAY AND GRANT GELBERG WERE DOING.

10 Q OKAY. AND OTHER THAN THAT ASSISTANCE WITH
11 REGARDS TO MEDCONSULT, DID YOU ASSIST MEDCONSULT IN ANY
12 OTHER WAY AS UWAYDAH'S COUNSEL?

13 A NOT THAT I REMEMBER OFF THE TOP OF MY
14 HEAD.

15 Q ARE YOU -- I'M GOING TO LIST SOME
16 PROPERTIES NOW TO YOU AND ASK YOU IF YOU'RE FAMILIAR
17 WITH THESE.

18 5509 OCEAN FRONT WALK IN MARINA DEL REY.
19 5007 OCEAN FRONT WALK IN MARINA DEL REY. 1316 BEVERLY
20 GROVE PLACE IN BEVERLY HILLS. AND 34 GALLEON STREET IN
21 MARINA DEL REY.

22 ARE YOU FAMILIAR WITH ANY OR ALL OF THOSE
23 PROPERTIES?

24 A I'M FAMILIAR WITH THEM.

25 Q EACH OF THEM?

26 A ALL OF THEM.

27 Q HOW ARE YOU FAMILIAR WITH THEM?

28 A THOSE WERE ALL PROPERTIES THAT WERE --

1 THOSE WERE ALL -- I BELIEVE THOSE WERE ALL PROPERTIES
2 THAT WERE FROZEN UNDER THE 186.11 PROCEDURE. THEY WERE
3 ALL PROPERTIES THAT WERE ASSOCIATED WITH UWAYDAH.

4 Q OKAY. AND WERE THEY IN ANY WAY AT THE
5 TIME, LET'S SAY 2000 -- BETWEEN 2010 AND 2015, WERE
6 THEY IN ANY WAY ASSOCIATED WITH PAUL TURLEY?

7 A SO I DON'T REMEMBER EXACTLY WHICH, BUT
8 THERE WERE PROPERTIES THAT --

9 SO FOR EXAMPLE, I BELIEVE THE BEVERLY
10 GROVE PROPERTY AT ONE POINT WAS IN PAUL TURLEY'S NAME
11 AND LATER TRANSFERRED, PERHAPS, TO MEDCONSULT. OR
12 MEDCONSULT HAD A LIEN ON IT OR SOMETHING LIKE THAT.

13 THEY WENT THROUGH VARIOUS -- VARIOUS
14 NAMES. BUT SOME OF THOSE -- AT LEAST ONE OF THOSE AT
15 LEAST AT ONE POINT IN TIME WAS IN PAUL TURLEY'S NAME.

16 Q OKAY. AND DID YOU -- DID YOU EVER GET ANY
17 INSTRUCTION FROM MUNIR UWAYDAH REGARDING ACTIONS ON ANY
18 OF THESE PROPERTIES?

19 A AT ONE POINT HE ASKED ME TO HELP HIM FIND
20 A PROPERTY MANAGER, WHICH I DID. I CAN'T REMEMBER IF
21 THAT WAS THE ONE FOR PAUL TURLEY'S NAME.

22 Q WHEN WAS THAT?

23 A I THINK -- I BELIEVE IT WAS BEFORE THE
24 INDICTMENTS WERE UNSEALED. I'M NOT SURE I REMEMBER THE
25 DATE OF THAT, BUT I THINK IT MIGHT HAVE BEEN BEFORE THE
26 INDICTMENTS WERE UNSEALED.

27 Q OKAY. WAS IT -- WERE YOU AWARE THAT AT
28 SOME POINT IN TIME THAT MEDCONSULT WAS MAKING A CLAIM

1 OF OWNERSHIP ON THESE PROPERTIES, ANY OR ALL OF THESE
2 PROPERTIES?

3 A YES.

4 Q WHEN WAS THAT?

5 A I BELIEVE THAT WAS AFTER THE INDICTMENT
6 WAS UNSEALED, WHEN -- WHEN THE FREEZES HAPPENED.

7 Q OKAY. SO YOU WEREN'T AWARE OF ANY CLAIMS
8 OF OWNERSHIP OF MEDCONSULT BEFORE THE INDICTMENTS WERE
9 UNSEALED IN SEPTEMBER OF 2015?

10 A I DON'T THINK I WAS.

11 Q ARE YOU AWARE OF A PURPORTED SETTLEMENT
12 AGREEMENT BETWEEN MEDCONSULT AND UWAYDAH IN WHICH IT
13 PURPORTS THAT MEDCONSULT GOT THE PROPERTIES WAY BACK IN
14 2004?

15 A I AM AWARE OF THE PURPORTED SETTLEMENT
16 AGREEMENT, YES.

17 Q HOW DID YOU BECOME AWARE OF THAT?

18 A SO THAT WAS AT ISSUE IN THE RECENT
19 LITIGATION. BUT AS CAME OUT DURING THAT LITIGATION AS
20 WELL, I BELIEVE THAT BEFORE THE INDICTMENTS WERE
21 UNSEALED, THE FACT THAT --

22 AND I DON'T REMEMBER IF I KNEW EXACTLY
23 THAT THIS WAS ASSOCIATED WITH MEDCONSULT OR NOT.

24 BUT THE FACT THAT THERE WAS THIS ENTITY
25 THAT HAD CLAIM TO UWAYDAH'S ASSETS WAS -- I KNEW THAT.
26 IT HAD TO -- IT HAD TO DO WITH JUDGMENTS AGAINST HIM,
27 AS I TESTIFIED IN THE OTHER PROCEEDING.

28 Q OKAY. DID YOU EVER BECOME AWARE IN YOUR

1 REPRESENTATION OF MUNIR UWAYDAH OF HIM PUTTING HIS NAME
2 ON -- OR PUTTING OTHER PEOPLE'S NAMES ON PROPERTIES
3 THAT HE ACTUALLY OWNED AND CONTROLLED?

4 A YES.

5 Q AND DO YOU KNOW IF HE DID THAT WITH
6 REGARDS TO THESE PROPERTIES THAT I'VE LISTED TO YOU?

7 A I BELIEVE HE DID, YES.

8 Q OKAY. AND WHAT DO YOU BASE THAT ON?

9 A WELL, AS I PREVIOUSLY TESTIFIED,
10 DR. UWAYDAH DID NOT ALLOW ANY ASSETS TO BE IN HIS OWN
11 NAME BECAUSE HE HAD JUDGMENTS AGAINST HIM THAT HE DID
12 NOT WANT TO PAY. AND SO EVERYTHING, FROM CARS, TO
13 HOUSES, TO BUSINESSES, WAS ALWAYS IN SOMEONE ELSE'S
14 NAME. AND THAT WAS JUST THE WAY HE LIVED.

15 Q IF PAUL TURLEY'S NAME APPEARED ON THE
16 LOANS FOR THESE PROPERTIES, BASED ON YOUR EXPERIENCE,
17 DO YOU BELIEVE THAT THOSE WOULD BE ACCURATE, THAT
18 PAPERWORK WOULD BE ACCURATE?

19 A I'M -- WELL, ARE YOU SAYING IF PAUL
20 TURLEY'S NAME WAS ON, SAY, THE TITLE OF THE HOUSE?

21 Q YES.

22 A WOULD THAT BE ACCURATE?

23 Q OR WOULD IT BE TRUE?

24 A THAT'S A -- IT'S AN -- IT'S AN ACADEMIC
25 QUESTION. I THINK THE ANSWER IS LIKE, EVERYTHING ELSE,
26 IF HIS NAME IS ON THE TITLE, HIS NAME IS ON THE TITLE.
27 BUT IS HE ACTUALLY HOLDING IT FOR SOMEONE ELSE? IN
28 OTHER WORDS, IS HE A BENEFICIAL OWNER VERSUS JUST A

1 NOMINEE OWNER? PAUL TURLEY WAS A NOMINEE OWNER, NOT
2 THE TRUE OWNER.

3 Q AND BASED ON YOUR EARLIER ANSWER, WAS THAT
4 CONSISTENT WITH -- YOU SAID DR. UWAYDAH ACTUALLY OWNED
5 THE PROPERTIES YOU BELIEVE. IS THAT CONSISTENT WITH
6 HIM HIDING HIS NAME FROM THE ASSETS?

7 A YES, NOT HAVING HIS NAME ON IT. CORRECT.

8 Q OKAY. AND AGAIN, IS THAT -- IN YOUR
9 EXPERIENCE, WAS IT CONNECTED TO UWAYDAH'S INTEREST IN
10 HIDING ASSETS FROM CREDITORS OR PEOPLE HE OWED DEBTS
11 TO?

12 A YES.

13 Q OKAY.

14 A WELL, IF I MAY ELABORATE.

15 THE COURT: YOU MAY.

16 MR. MATHAI: YOU MAY.

17 THE WITNESS: THE ANSWER IS YES AND.

18 AT ONE POINT, AS I TESTIFIED IN THE OTHER
19 CASE, BOTH DR. UWAYDAH -- IN SEPARATE OCCASIONS,
20 DR. UWAYDAH AND MR. TURLEY TOLD ME THAT IT WASN'T ONLY
21 TO PROTECT AGAINST CREDITORS, BUT IT WAS ALSO TO
22 PROTECT AGAINST LAW ENFORCEMENT SEIZURES.

23 Q BY MR. MATHAI: OKAY. LET ME FOCUS IN ON
24 THAT FOR A MOMENT.

25 YOU SAID DR. TURLEY TOLD YOU THAT AS WELL.
26 WHEN DID HE TELL YOU THAT?

27 A THAT WOULD HAVE BEEN AFTER HE WAS ARRESTED
28 WHEN -- WHEN PAUL TURLEY WAS ARRESTED, BAIL WAS SET

1 VERY, VERY HIGH. AND ONE OF THE REASONS WHY --

2 WELL, FIRST OF ALL, IT WAS -- I WAS GOING
3 TO SAY RIDICULOUSLY HIGH. BUT IT WAS VERY, VERY HIGH.

4 BUT THE OTHER PROBLEM WAS HE -- HE HAD NO
5 EQUITY IN HIS HOUSE BECAUSE THEY HAD A DISCUSSION, THEY
6 MEANING HE AND UWAYDAH, HAD A DISCUSSION THAT THEY
7 SHOULD NOT HAVE ANY AVAILABLE EQUITY IN THE HOUSE
8 BECAUSE IT COULD BE SEIZED.

9 AND IN ORDER TO AVOID HAVING ANY EQUITY,
10 THEY PUT LIENS AGAINST IT, WHICH ENDED UP, IRONICALLY,
11 BACKFIRING BECAUSE THAT MEANT IT WASN'T AVAILABLE FOR
12 BAIL.

13 AND SO WE HAD THAT DISCUSSION AFTER HE WAS
14 ARRESTED. IT WAS PART OF A DISCUSSION ABOUT WHETHER
15 THERE WAS ANY HOPE OF MAKING BAIL.

16 Q OKAY. WHEN YOU TALK ABOUT LIENS AGAINST A
17 HOUSE, ARE YOU TALKING ABOUT DR. TURLEY'S PERSONAL
18 HOME?

19 A YES.

20 Q AND WERE LIENS PLACED ON HIS HOME PRIOR TO
21 HIS ARREST OR AFTER HIS ARREST, TO YOUR KNOWLEDGE?

22 A I BELIEVE THEY WERE PRIOR. AND THAT'S WHY
23 THERE WASN'T ANYTHING AVAILABLE IN HIS HOUSE TO EVEN
24 OFFER FOR BAIL.

25 Q OKAY. AND TO YOUR KNOWLEDGE, WAS UWAYDAH
26 INVOLVED IN THE PLACING OF ANY LIENS ON DR. TURLEY'S
27 HOME?

28 A I DON'T KNOW THE DETAILS OF HOW MUCH HE

1 WAS, QUOTE, INVOLVED. DR. TURLEY TOLD ME THAT HE HAD
2 DISCUSSED THIS WITH UWAYDAH. AND THEY HAD AGREED THAT
3 THEY WOULD BOTH DO THIS. AND UWAYDAH TOLD ME THE SAME
4 THING.

5 Q DID -- WHAT ABOUT LIENS ON THESE OTHER
6 PROPERTIES THAT WE'VE MENTIONED HERE BEFORE THAT I
7 ITEMIZED FOR YOU? WAS THERE ANY TALK ABOUT LIENS ON
8 THOSE PROPERTIES?

9 A I DON'T REMEMBER TALK FROM DR. TURLEY
10 ABOUT THAT. AS I SAID, UWAYDAH CONFIRMED THE SAME PLAN
11 TO ALWAYS HAVE LIENS ON EVERYTHING SO THAT THERE IS NO
12 EQUITY THAT CAN BE SEIZED. BUT I DON'T THINK WE
13 DISCUSSED ANY SPECIFICALLY.

14 Q OKAY. BUT THAT WAS IN GENERAL AN IDEA
15 THAT WOULD PREVENT LAW ENFORCEMENT FROM BEING ABLE TO
16 BENEFIT FROM THE SEIZURE OF THE PROPERTIES?

17 A CORRECT.

18 Q WHAT ABOUT -- LET ME ASK YOU THE
19 SPECIFICS. ARE YOU FAMILIAR WITH A PERSON BY THE NAME
20 OF ADIB KASSIR?

21 A I KNOW THE NAME. I'VE HEARD THE NAME.

22 Q OKAY. DO YOU KNOW A PERSON NAMED SAMER
23 BADOUR, S-A-M-E-R, B-A-D-O-U-R?

24 A THAT NAME IS NOT -- I DON'T THINK -- I
25 DON'T RECOGNIZE THAT NAME.

26 Q WHAT ABOUT ADEL, A-D-E-L, YAMOUNT,
27 Y-A-M-O-U-N-T?

28 A I DON'T RECOGNIZE THAT NAME.

1 Q LET ME ASK YOU, WE TALKED ABOUT
2 MEDCONSULT. ARE YOU FAMILIAR WITH -- I WANT TO ASK YOU
3 ABOUT SOME COMPANIES THAT WERE PURPORTEDLY HOLDING
4 COMPANIES. I'M GOING TO JUST NAME THEM OFF.

5 WICKLOW, NOTRE DAME, 5007 LLC, AND
6 CONNEMARA. ARE YOU FAMILIAR WITH THOSE COMPANIES?

7 A YES.

8 Q WHAT ARE THEY?

9 A I BELIEVE THAT EACH ONE OF THOSE WAS AN
10 OWNER OR PURPORTED OWNER OF ONE OF THE PROPERTIES THAT
11 YOU LISTED EARLIER. I CAN'T REMEMBER WHICH WAS WHICH.

12 AND THEY WERE ALL LISTED IN THAT
13 SPREADSHEET THAT I TOLD YOU ABOUT THAT I RECEIVED, WAS
14 KIND OF A TO-DO SPREADSHEET WITH A VERY LONG LIST OF
15 ENTITIES. AND THEY WERE -- THEY WERE INCLUDED IN
16 THERE.

17 Q FROM WHERE DID YOU GET THAT SPREADSHEET?

18 A I THINK -- IT CAME FROM -- I DON'T
19 REMEMBER IF DR. UWAYDAH SENT IT TO ME HIMSELF OR HE HAD
20 SOMEONE, PERHAPS TATIANA ARNOLD, SEND IT TO ME.

21 AND THE PURPOSE OF SENDING IT TO ME WAS TO
22 GIVE ME INFORMATION ABOUT SOME ENTITIES THAT I NEEDED
23 TO DO SOMETHING WITH. AND I THINK THEY JUST GAVE ME
24 THE WHOLE DOCUMENT THAT HAD THE ENTIRE CONSTELLATION
25 OF --

26 IT'S AN EXHIBIT IN THE OTHER CASE. IT'S
27 LIKE A TO-DO LIST, NEED TO FILE TAXES, NEED TO CLOSE
28 THIS ONE, NEED TO -- WHATEVER.

1 Q AND LET ME JUST ASK YOU, CONNEMARA. DID
2 YOU EVER KNOW THAT HOLDING COMPANY TO BE OWNED BY
3 MEDCONSULT?

4 A IT'S ON THE SPREADSHEET, AND IT WOULD --
5 WHATEVER -- I DON'T REMEMBER OFF THE TOP OF MY HEAD
6 WHAT IT SAYS. BUT EACH ONE OF THOSE ENTITIES --
7 ON THAT SPREADSHEET THAT'S AN EXHIBIT IN
8 THE OTHER CASE, IT SAYS WHO THE OWNER IS OF EACH
9 ENTITY.

10 Q OKAY. AND DO YOU RECALL IF YOU EVER GOT
11 INSTRUCTIONS OR HEARD OF PAUL TURLEY TRANSFERRING
12 CONNEMARA TO MEDCONSULT?

13 A I DON'T KNOW ANYTHING ABOUT THAT.

14 Q OKAY. DO YOU BELIEVE THAT PAUL TURLEY WAS
15 A TRUE OWNER OF CONNEMARA?

16 A AGAIN, AS I SAID EARLIER, MY -- BASED ON
17 MY UNDERSTANDING OF WHAT HAPPENED, HIS NAME -- IF HIS
18 NAME WAS ON IT, IT WAS AS A NOMINEE, NOT AS A -- AS YOU
19 USE THE PHRASE, "TRUE OWNER."

20 Q OKAY. WELL, IN TERMS OF, AS A SO-CALLED
21 NOMINEE, IF PROPERTY WAS TRANSFERRED FROM CONNEMARA TO
22 MEDCONSULT, DO YOU BELIEVE IT WAS PAUL TURLEY ENGAGED
23 IN THAT OR MUNIR UWAYDAH? OR DO YOU HAVE AN OPINION ON
24 THAT?

25 A WELL, I DON'T KNOW ABOUT WHETHER IT WAS
26 TRANSFERRED OR NOT. I DO KNOW THAT WHATEVER PAUL
27 TURLEY WAS DOING WITH THESE ASSETS HE WAS DOING IT AT
28 SOMEONE ELSE'S INSTRUCTION.

1 Q AND THAT'S BASED ON YOUR EXPERIENCE?

2 A YES.

3 THE COURT: HOW MUCH MORE?

4 MR. MATHAI: NOTHING FURTHER AT THIS TIME.

5 I WANT TO GIVE COUNSEL --

6 THE COURT: THERE IS NO CROSS-EXAMINATION BECAUSE
7 THIS PART OF THE HEARING IS THE 186.11, OF WHICH
8 MR. TURLEY IS NOT A PARTY TO IT. HE'S A WITNESS IN IT.
9 THERE ARE NO FURTHER QUESTIONS.

10 YOU ARE EXCUSED. THANK YOU.

11 THE WITNESS: THANK YOU.

12 THE COURT: WE'VE REACHED 3:00. ARE WE GOING TO
13 RESUME ON MONDAY?

14 MR. MATHAI: YES, PLEASE.

15 THE COURT: 10:00 O'CLOCK ON MONDAY.

16 DR. TURLEY WILL RETURN. THANK YOU.

17 MR. MOEST: THANK YOU, YOUR HONOR.

18 THE COURT: OKAY.

19
20 (THE MATTER WAS CONTINUED TO FRIDAY,
21 MAY 6, 2024, AT 10:00 A.M. FOR FURTHER
22 PROCEEDINGS.)

23 (THE NEXT VOLUME IS 2 BEGINNING ON PAGE
24 NUMBER 301.)
25
26
27
28

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

DEPARTMENT 106

HON. LARRY P. FIDLER, JUDGE

THE PEOPLE OF THE STATE OF CALIFORNIA,)
)
 PLAINTIFF) NO. BA455469
)
 VS.)
) REPORTER'S
 PAUL TURLEY,) CERTIFICATE
)
 DEFENDANT.)
 _____)

STATE OF CALIFORNIA)
) SS
 COUNTY OF LOS ANGELES)

I, TRACI THOMAS, OFFICIAL REPORTER OF THE
SUPERIOR COURT OF THE STATE OF CALIFORNIA, FOR THE
COUNTY OF LOS ANGELES, DO HEREBY CERTIFY THAT I DID
CORRECTLY REPORT THE PROCEEDINGS CONTAINED HEREIN AND
THAT THE FOREGOING PAGES 1 THROUGH ^, INCLUSIVE,
COMPRISE A FULL, TRUE, AND CORRECT TRANSCRIPT OF THE
PROCEEDINGS AND TESTIMONY TAKEN IN THE MATTER OF THE
ABOVE-ENTITLED CAUSE ON FRIDAY, MAY 3, 2024.

DATED THIS 9TH OF MAY, 2024.

TRACI THOMAS, CSR NO. 9620
OFFICIAL REPORTER

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF LOS ANGELES

DEPARTMENT 106

HON. LARRY P. FIDLER, JUDGE

-000-

THE PEOPLE OF THE STATE OF CALIFORNIA,)
)
 PLAINTIFF)
) NO. BA455469
 VS.)
)
 PAUL TURLEY,)
)
 DEFENDANT.)

REPORTER'S TRANSCRIPT OF PROCEEDINGS

MONDAY, MAY 6, 2024

APPEARANCES:

FOR THE PEOPLE: LOS ANGELES DISTRICT ATTORNEY
BY: DAYAN MATHAI, DEPUTY
KAREN NISHITA, DEPUTY
211 WEST TEMPLE, SUITE 200
LOS ANGELES, CALIFORNIA 90012

FOR THE DEFENDANT: LAW OFFICE OF ROBERT MOEST
BY: ROBERT MOEST
2530 WILSHIRE BOULEVARD
SANTA MONICA, CALIFORNIA 90403

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M A S T E R I N D E X

VOLUME 2

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1 CASE NUMBER: BA455469
2 CASE NAME: PEOPLE VS. PAUL TURLEY
3 LOS ANGELES, CA MONDAY, MAY 6, 2024
4 DEPARTMENT 106 HON. LARRY P. FIDLER, JUDGE
5 REPORTER: TRACI THOMAS, CSR NO. 9620
6 TIME: A.M. SESSION
7

8 APPEARANCES:

9 DEFENDANT PAUL TURLEY, PRESENT WITH
10 COUNSEL, ROBERT MOEST, ATTORNEY AT LAW;
11 DAYAN MATHAI AND KAREN NISHITA, DEPUTIES
12 DISTRICT ATTORNEY, REPRESENTING THE PEOPLE
13 OF THE STATE OF CALIFORNIA.
14

15 THE COURT: THE DEFENDANT IS PRESENT WITH HIS
16 COUNSEL. THE DISTRICT ATTORNEY IS PRESENT. THE
17 WITNESS IS ON THE STAND.

18 YOU MAY PROCEED.

19 MR. MATHAI: THANK YOU, YOUR HONOR.

20 THE COURT: CAN I ASK WHY WE'RE STARTING SO LATE?

21 MR. MATHAI: I'M SORRY?

22 THE COURT: WHY WE'RE STARTING SO LATE?

23 MR. MATHAI: WELL, COUNSEL WAS HELD UP A LITTLE
24 BIT.

25 AND THEN WHEN HE GOT HERE, I TOOK A FEW
26 MINUTES WITH HIM TO BASICALLY GIVE HIM SOME NOTICE OF
27 WHERE I WAS GOING WITH THIS EXAMINATION.

28 AND THEN HE WANTED TO TALK TO HIS CLIENT.

1 THE COURT: OKAY. LET'S PROCEED.

2 MR. MATHAI: THANK YOU.

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PAUL TURLEY,
CALLED BY THE PEOPLE AS A WITNESS,
WAS PREVIOUSLY SWORN AND
TESTIFIED FURTHER AS FOLLOWS:

DIRECT EXAMINATION (RESUMED)
BY MR. MATHAI:

Q MR. TURLEY, LAST WEEK YOU WERE TESTIFYING,
AND WE WERE ASKING QUESTIONS ABOUT A PROPERTY AT 5509
OCEAN FRONT WALK IN MARINA DEL REY.

YOU TESTIFIED THAT THAT'S ONE OF THE
SEVERAL PROPERTIES THAT YOU HAD USED YOUR CREDIT FOR
AND GIVEN YOUR NAME FOR THE LOANS AND THE TITLE BUT
THAT YOU DID NOT ACTUALLY OWN THOSE PROPERTIES.

IS THAT CORRECT?

A YES.

MR. MATHAI: AND YOUR HONOR, AT THIS TIME I HAVE
THREE PACKETS OF INFORMATION. THE FIRST IS -- HAS A
COUNTY SEAL FROM LOS ANGELES COUNTY, AND IT'S STAPLED
IN THE TOP LEFT.

MAY I MARK THIS AS PEOPLE'S 2, I THINK?

THE COURT: YEAH. PEOPLE'S 1 WAS THE PHOTOCOPY
OF THE CHECK.

MR. MATHAI: OKAY. PEOPLE'S 2 FOR THIS HEARING.

1 (MARKED FOR IDENTIFICATION PEOPLE'S
2 EXHIBIT 2, 5509 DOCUMENTS.)

3
4 MR. MATHAI: THE NEXT EXHIBIT IS SEVERAL
5 DOCUMENTS WHICH ARE STAPLED TOGETHER, AND THEY'RE
6 CLIPPED. ALL OF THESE DOCUMENTS ARE CLIPPED TOGETHER.

7 THE TOP ONE IS A FAX TRANSMITTAL SHEET TO
8 CHASE WITH THE "FROM" LINE SAID M. TURLEY.

9 MAY I MARK THIS AS PEOPLE'S 3?

10 THE COURT: YES.

11
12 (MARKED FOR IDENTIFICATION PEOPLE'S
13 EXHIBIT 3, 5509 DOCUMENTS.)

14
15 MR. MATHAI: AND THE FINAL ONE IS A PACKET OF
16 INFORMATION. THE TOP PAGE SAYS "ARTICLES OF
17 INCORPORATION," WITH THE NAME "CONNEMARA HOLDINGS."

18 MAY I MARK THIS PACKET AS PEOPLE'S 4?

19 THE COURT: YES.

20
21 (MARKED FOR IDENTIFICATION PEOPLE'S
22 EXHIBIT 4, CONNEMARA CORPORATION
23 DOCUMENTS.)

24
25 Q BY MR. MATHAI: MR. TURLEY, I'M JUST
26 QUICKLY GOING TO SHOW YOU EACH OF THESE PACKETS,
27 PEOPLE'S 2, PEOPLE'S 3 AND PEOPLE'S 4.

28 AND ALL I WANT TO ASK YOU ABOUT, DO EACH

1 OF THESE EXHIBITS PURPORT TO BE DOCUMENTS RELATED TO
2 YOUR NAME, YOUR NAMED OWNERSHIP OF THE PROPERTY AT
3 5509, EITHER DIRECTLY OR THROUGH A HOLDING COMPANY
4 NAMED CONNEMARA?

5 A YES.

6 Q OKAY. YOU JUST LOOKED AT PEOPLE'S 2. CAN
7 YOU TELL US WHAT THAT IS?

8 A I SEE A GRANT DEED.

9 Q OKAY. AND IS THAT ASSOCIATED WITH THE --
10 YOUR PURPORTED OWNERSHIP OF THAT PROPERTY?

11 A YES.

12 Q OKAY. AND MOVE ON TO PEOPLE'S 3. JUST
13 TELL US WHAT --

14 A THIS ONE?

15 Q YES.

16 A IT'S CHASE BANK DOCUMENTS, AS FAR AS I CAN
17 TELL.

18 Q LOOKS TO BE RELATED TO THAT PROPERTY AT
19 5509 OCEAN FRONT WALK?

20 A YES.

21 Q AND THE FINAL ONE I'M SHOWING YOU MARKED
22 AS PEOPLE'S 4?

23 A IT APPEARS TO BE ARTICLES OF INCORPORATION
24 FOR CONNEMARA.

25 Q OKAY. IN THE STATE OF NEVADA?

26 A YES. UH-HUH.

27 Q OKAY. AND YOU TESTIFIED THE OTHER DAY
28 THAT WHEN CONNEMARA WAS STARTED, IT WAS STARTED BY YOU

1 WITH YOUR NAME AS ITS PRESIDENT OR CONTROLLING MANAGER.

2 CORRECT?

3 A I DIDN'T START IT MYSELF. I MEAN, I
4 SIGNED THE DOCUMENTS. I BELIEVE MR. GARDENER DID THE
5 PAPERWORK.

6 Q AND MR. GARDENER IS A LAWYER?

7 A HE'S A LAWYER.

8 Q AND HE WAS PAID BY UWAYDAH?

9 A AS FAR AS I KNOW, YES.

10 Q OKAY.

11 A I DIDN'T PAY HIM.

12 Q AND TO THE EXTENT THAT THESE EXHIBITS,
13 PEOPLE'S 2, 3 AND 4, INDICATE THAT YOU HAD OWNERSHIP OR
14 CONTROL OF THAT PROPERTY AT 5509, WOULD THAT BE --
15 WOULD THOSE INDICATIONS OR STATEMENTS IN THESE
16 DOCUMENTS BE FALSE?

17 A PLEASE REPEAT THAT.

18 Q TO THE EXTENT THAT THESE DOCUMENTS IN
19 PEOPLE'S 2, 3, AND 4, INDICATE THAT YOU HAD OWNERSHIP
20 OR CONTROL OF THE PROPERTY AT 5509, WOULD THOSE
21 STATEMENTS BE FALSE?

22 A YES.

23 Q AND FOR EXAMPLE, I WANT TO SHOW YOU A PAGE
24 FROM PEOPLE'S 2. THE THIRD HE PAGE IN ON PEOPLE'S 2
25 PURPORTS TO BE A GRANT DEED.

26 IS THAT CORRECT?

27 A YES.

28 Q AND IS THE SIGNATURE IN THE CENTER OF THE

1 PAGE, IS THAT YOUR SIGNATURE?

2 A YES.

3 Q NOW, THIS GRANT DEED PURPORTS TO TRANSFER
4 PROPERTY AT 5509 FROM YOU TO CONNEMARA HOLDINGS.

5 A YES.

6 Q DID YOU EVER LEGALLY -- WELL, DID YOU EVER
7 TRULY OWN THAT PROPERTY IN ORDER TO GRANT DEED IT TO
8 CONNEMARA?

9 A IT WAS NEVER MY PROPERTY.

10 Q AND THIS IS DATED OCTOBER 5TH, 2010.
11 WHERE DID YOU SIGN THIS GRANT DEED?

12 A I DON'T RECALL. PROBABLY MR. GARDENER'S
13 OFFICE.

14 Q AND DID YOU -- WAS THIS DONE -- YOU TOLD
15 US THAT YOU WENT TO LEBANON IN 2010.

16 CORRECT?

17 A OCTOBER OF 2010, YES.

18 Q OKAY. AND WAS THIS DOCUMENT SIGNED BEFORE
19 OR AFTER YOU WENT TO LEBANON?

20 A I DON'T --

21 WHAT'S THE DATE ON THAT?

22 Q THE DATE ON THIS IS OCTOBER 5TH, 2010.

23 A I MEAN, IT MIGHT HAVE BEEN BEFORE, BUT I'M
24 NOT SURE THE EXACT DATES. OR IT MIGHT HAVE BEEN
25 SOMETHING THAT WAS SIGNED IN LEBANON.

26 Q OKAY. AND WAS -- WAS THIS YOUR ACTION IN
27 SIGNING THIS DOCUMENT PART OF A PLAN YOU HAD WITH MUNIR
28 UWAYDAH IN REGARDS TO THE -- THIS PROPERTY?

1 A IT WAS PART OF THE IDEA TO GET THIS
2 PROPERTY OUT OF MY NAME.

3 Q OKAY. BUT YOU TOLD US THAT MUNIR UWAYDAH
4 WAS -- HAD DIRECTED THE PURCHASE OF THIS PROPERTY.

5 CORRECT?

6 A YES.

7 Q AND THAT HE WAS ENJOYING THE BENEFITS OF
8 THE PROPERTY.

9 CORRECT?

10 A YES.

11 Q WHY DIDN'T YOU JUST TRANSFER THE PROPERTY
12 TO MUNIR UWAYDAH SO HE COULD DO WITH IT AS HE PLEASED?

13 A I DID WHAT HE INSTRUCTED ME TO DO. HE
14 WANTED IT TO TRANSFER TO THE HOLDING COMPANIES.

15 Q ISN'T IT TRUE THAT YOU PREVIOUSLY
16 TESTIFIED WITH REGARDS TO THIS PROPERTY THAT IT WAS THE
17 TRANSFER IN OCTOBER OF 2010 OR THE APPARENT TRANSFER IN
18 OCTOBER 2010 WAS DONE TO HIDE THIS ASSET FROM CREDITORS
19 AND/OR LAW ENFORCEMENT?

20 A I BELIEVE THAT'S TRUE, YES.

21 Q YOU BELIEVE WHAT'S TRUE? THAT YOU DID
22 TESTIFY TO THAT PREVIOUSLY, OR THAT THE STATEMENT
23 ITSELF IS TRUE?

24 A BOTH.

25 Q OKAY. AND DO YOU AGREE, THEN, GIVEN THAT
26 YOUR TESTIMONY THAT THAT IS TRUE, THAT THE TRANSFER OF
27 THIS PROPERTY TO CONNEMARA WAS PART OF A SCHEME TO
28 PROTECT MUNIR UWAYDAH OR PROTECT HIS ASSETS?

1 A YES.

2 Q NOW, YOU SAID YOU WENT TO LEBANON MORE
3 THAN ONCE AFTER HE FLED IN 2010.

4 CORRECT?

5 A YES.

6 Q AND YOUR TIME IN LEBANON, WAS IT DESIGNED
7 FOR YOU TO MEET DIRECTLY WITH MUNIR UWAYDAH TO DISCUSS
8 THE BUSINESS OPERATIONS HERE IN SOUTHERN CALIFORNIA?

9 A YES.

10 Q AND IN ADDITION TO WHAT YOU JUST TESTIFIED
11 TO REGARDING THIS PROPERTY AT 5509 AND HOW IT GOT
12 TRANSFERRED OR APPARENTLY TRANSFERRED TO CONNEMARA
13 HOLDINGS, A HOLDING COMPANY, DID YOU TALK ABOUT OTHER
14 ASSETS THAT NEEDED TO BE TRANSFERRED OR HIDDEN FROM
15 CREDITORS OR LAW ENFORCEMENT IN ADDITION TO THIS
16 PROPERTY?

17 A YES.

18 Q AND DID THAT INCLUDE OTHER ASSETS, OTHER
19 REAL ESTATE ASSETS?

20 A YES.

21 Q AND I'M JUST -- WOULD THAT INCLUDE THE
22 ASSETS AT 5007 OCEAN FRONT WALK, 1316 BEVERLY GROVE
23 PLACE AND 34 GALLEON STREET?

24 A YES.

25 Q DID IT INCLUDE TALK ABOUT OWNERSHIP OF
26 BUSINESSES THAT WERE CONTROLLED BY UWAYDAH OR OTHERS
27 ASSOCIATED WITH UWAYDAH?

28 A YES.

1 Q AND SPECIFICALLY, DID YOU DISCUSS WITH
2 MUNIR UWAYDAH IN OCTOBER, 2010, THAT THERE WAS A
3 FRAUD -- AN INVESTIGATION INTO FRAUD RELATED TO
4 FRONTLINE MEDICAL ASSOCIATES?

5 A YES.

6 Q NOW, FAST FORWARDING, IN 2015, DID YOU GO
7 TO LEBANON IN THAT YEAR?

8 A YES.

9 Q WHAT TIME OF THE YEAR DID YOU GO TO
10 LEBANON?

11 A JANUARY, I BELIEVE.

12 Q DID YOU DISCUSS WITH MUNIR UWAYDAH ANY LAW
13 ENFORCEMENT INVESTIGATIONS THAT WERE GOING ON AT THAT
14 TIME?

15 A YES.

16 Q WHAT DID YOU DISCUSS?

17 A THAT THERE WAS A GRAND JURY INVESTIGATION.

18 Q AND IN CONNECTION WITH THAT DISCUSSION DID
19 YOU TALK TO MUNIR UWAYDAH ABOUT ANY OF THESE REAL
20 ESTATE ASSETS THAT I PREVIOUSLY ASKED YOU ABOUT,
21 INCLUDING 5509 OCEAN FRONT WALK?

22 A THERE MAY HAVE BEEN SOME DISCUSSION ABOUT
23 THAT. I DON'T RECALL. IF I PREVIOUSLY TESTIFIED TO
24 THAT, THEN YES.

25 Q WELL, THIS PAGE FROM PEOPLE'S 2 THAT I
26 SHOWED YOU BEFORE WHICH PURPORTS TO BE A GRANT DEED, WE
27 SAID IT'S DATED IN OCTOBER OF 2010.

28 WAS THIS GRANT DEED EVER RECORDED IN 2010?

1 A I DON'T KNOW.

2 Q DO YOU KNOW WHEN IT WAS RECORDED, IF EVER?

3 A NO, I DON'T.

4 Q IF I TOLD YOU THAT THERE WAS A RECORDING
5 OF A GRANT DEED IN 2015, WOULD THAT SURPRISE YOU?

6 A IT WOULDN'T SURPRISE ME, NO.

7 Q DID YOUR WIFE GO TO LEBANON IN 2015?

8 A YES.

9 Q WAS THERE, IN FACT, A QUITCLAIM DEED
10 SIGNED BY YOUR WIFE IN FEBRUARY OF 2015 ON THIS
11 PROPERTY AT 5509 OCEAN FRONT WALK, A QUITCLAIM DEED TO
12 CONNEMARA HOLDINGS FROM YOUR WIFE, MARIA TURLEY?

13 A I MEAN, YES. I DON'T KNOW THE EXACT DATE,
14 IF YOU SHOW ME THE DOCUMENT. BUT YES, SHE DID DO THAT.

15 Q IS THAT PART OF THE DISCUSSION THAT YOU
16 HAD WITH MUNIR UWAYDAH AND HER IN LEBANON IN JANUARY OF
17 2015, THAT THAT WAS --

18 A YES.

19 Q WAS THAT SOMETHING THAT MUNIR UWAYDAH
20 DISCUSSED WITH YOU AND YOUR WIFE?

21 A YES.

22 Q WHAT DID HE SAY ABOUT MARIA TURLEY'S NEED
23 TO QUITCLAIM ANY INTEREST SHE HAD?

24 A SOMETHING ABOUT THAT SHE WOULD NOT HAVE
25 ANY CLAIM TO THE PROPERTY AS MY WIFE.

26 Q OKAY. AND AGAIN, WAS -- WAS THE QUITCLAIM
27 THAT WAS DISCUSSED IN JANUARY, 2015, AND SIGNED IN
28 FEBRUARY OF 2015, PART OF DISCUSSIONS WITH MUNIR

1 UWAYDAH OF HIDING ASSETS FROM LAW ENFORCEMENT?

2 A YES.

3 Q AND SPECIFICALLY WITH KNOWLEDGE THAT THERE
4 WAS A GRAND JURY INVESTIGATION INTO YOU AND YOUR WIFE
5 AND MUNIR UWAYDAH'S ACTIVITIES?

6 A I'M SURE THAT WAS ALL PART OF IT, YES.

7 Q WELL, YOU HEARD BENJAMIN GLUCK TESTIFY THE
8 OTHER DAY IN THIS COURT. DID YOU -- WHEN THE
9 INDICTMENTS WERE UNSEALED, DID YOU DISCUSS OR DO
10 ANYTHING TO ENCUMBER PROPERTIES THAT WERE IN YOUR NAME
11 IN ORDER TO PROTECT THEM FROM BEING SEIZED BY THIS
12 COURT?

13 A I -- WHEN I TESTIFIED ABOUT MY PERSONAL
14 RESIDENCE, YES, THERE WAS SOMETHING ALONG THOSE LINES.
15 BUT I HAD NOTHING TO DO WITH ANY OF THE OTHER
16 PROPERTIES.

17 Q OKAY. AND THE ONE ON YOUR PROPERTY, YOU
18 AGREED TO ALLOW MUNIR UWAYDAH TO PUT A LIEN ON YOUR
19 PERSONAL HOME.

20 CORRECT?

21 A YES.

22 Q AND -- BUT THAT LIEN WASN'T IN MUNIR
23 UWAYDAH'S NAME WAS IT?

24 A NO.

25 Q WHOSE NAME WAS IT IN?

26 A I THINK HIS NAME IS HABIB KASSIR.

27 Q IS THAT A DIFFERENT PERSON THAN ADIB
28 KASSIR?

1 A I NEVER MET HABIB KASSIR.

2 Q OKAY. AND WHEN YOU PROFFERED LATER IN
3 2018, DID THE SUBJECT OF THAT LIEN ON YOUR PERSONAL
4 HOME COME UP IN OUR CONVERSATIONS IN YOUR PROFFER?

5 A YES.

6 Q WHAT DID YOU TELL US AT THAT TIME?

7 A THAT I WAS TALKING TO MUNIR UWAYDAH ABOUT
8 HAVING THAT REMOVED FROM MY PROPERTY.

9 Q IN ESSENCE, YOU WERE NEGOTIATING WITH HIM
10 ABOUT CLEARING THAT UP?

11 A I GUESS YOU COULD SAY NEGOTIATING, YES. I
12 WAS TELLING HIM THAT, YOU KNOW -- HE KNEW THAT IT
13 WASN'T TRUE AND CORRECT, LEGITIMATE AND TO REMOVE IT.

14 Q AND DID HE?

15 A NO.

16 Q IN FACT, AFTER YOU PROFFERED AND YOUR
17 PROFFER WAS REVEALED IN COURT, WERE YOU SUED OVER THAT
18 LIEN ON YOUR PERSONAL PROPERTY?

19 A YES.

20 Q AND WHO WAS THE LAWYER THAT BROUGHT SUIT
21 AGAINST YOU?

22 A I BELIEVE IT WAS -- I BELIEVE IT WAS DAVID
23 BROWNE. IT WAS A BROWNE. I KNOW THAT.

24 Q OKAY. DAVID BROWNE.

25 RIGHT?

26 A THE LAST NAME WAS BROWNE. I KNOW THAT.

27 Q OKAY. AND SO YOU KNEW IN RELATION TO THAT
28 LIEN ON YOUR PERSONAL PROPERTY THAT IT WAS A FALSE

1 LIEN. IN OTHER WORDS, THE PREMISE OF YOU OWING MONEY
2 TO SOMEBODY AND NOT PAYING THEM AND, THEREFORE, A LIEN
3 WAS PLACED ON YOUR PROPERTY, THAT PREMISE WAS ENTIRELY
4 FALSE.

5 RIGHT?

6 A YES.

7 Q AND IN FACT, YOU HAD NO DEALINGS WITH THE
8 NAMED OWNER OF THAT LIEN, MR. KASSIR?

9 A YES.

10 Q AND YET YOU WERE SUED FOR THAT. AND THE
11 LAWYER, DAVID BROWNE, YOU THEN UNDERSTOOD THAT DAVID
12 BROWNE WAS ESSENTIALLY WORKING FOR MUNIR UWAYDAH IN
13 BRINGING THAT LAWSUIT AGAINST YOU.

14 CORRECT?

15 A YES.

16 Q NOW, IN 2000 -- FAST FORWARD, AFTER YOU --
17 YOU PROFFERED, YOU ENTERED A PLEA IN THIS COURT.

18 CORRECT?

19 A YES.

20 MR. MATHAI: YOUR HONOR, I'D LIKE TO MARK TWO
21 ADDITIONAL EXHIBITS. ONE IS A PLEA AGREEMENT. IT'S
22 TITLED, "AGREEMENT BETWEEN THE PEOPLE OF THE STATE OF
23 CALIFORNIA AND PAUL TURLEY." IT'S FILED DECEMBER 3RD,
24 2018. IT'S CONFORMED.

25 THE COURT: PEOPLE'S 5.

26

27 (MARKED FOR IDENTIFICATION PEOPLE'S
28 EXHIBIT 5, AGREEMENT.)

1 MR. MATHAI: I'M WRITING "PEOPLE'S 5" ON THE
2 BACK.

3 AND PEOPLE'S 6, THE NEXT ONE IN ORDER,
4 WOULD BE A FACTUAL STATEMENT OF PAUL TURLEY, ALSO FILED
5 AND CONFORMED ON THE TOP RIGHT DECEMBER 3RD, 2018.

6 THE COURT: OKAY.

7
8 (MARKED FOR IDENTIFICATION PEOPLE'S
9 EXHIBIT 6, FACTUAL PLEA.)
10

11 Q BY MR. MATHAI: MR. TURLEY, I'M SHOWING
12 YOU PEOPLE'S 5, WHICH IS OUR AGREEMENT.

13 DO YOU RECOGNIZE THAT DOCUMENT?

14 A UH-HUH. I DO.

15 Q AND DID YOU SIGN THAT DOCUMENT ON
16 NOVEMBER 29TH, 2018, AND DOES YOUR DATE AND -- DOES
17 THAT DATE AND SIGNATURE APPEAR ON THE SECOND TO LAST
18 PAGE?

19 A YES.

20 Q AND DID YOU INITIAL EACH OF THE PARAGRAPHS
21 ON THIS DOCUMENT TO INDICATE THAT YOU HAD READ THEM,
22 UNDERSTOOD THEM, AND WERE AGREEING TO THOSE TERMS?

23 A YES.

24 Q PEOPLE'S 6 IS A FACTUAL PLEA.

25 DO YOU RECOGNIZE THIS DOCUMENT?

26 A YES.

27 Q AND DID YOU ALSO DATE AND SIGN THIS
28 DOCUMENT ON DECEMBER 3RD, 2018?

1 A YES.

2 Q AND DID YOU INITIAL THE PARAGRAPHS
3 INDICATING THAT YOU READ AND UNDERSTOOD THEM AND AGREED
4 TO THEIR VORACITY IN ORDER TO TELL THIS COURT THAT THEY
5 WERE TRUE?

6 A YES.

7 Q OKAY. NOW, I JUST ASKED YOU A MOMENT AGO
8 ABOUT A LAWSUIT THAT YOU WERE SUED BY DAVID BROWNE FOR
9 A LIEN ON YOUR HOME.

10 DID YOU BECOME AWARE OF A LAWSUIT IN 2022,
11 2023, BETWEEN FRONTLINE ASSOCIATES AND BENJAMIN GLUCK?

12 A YES.

13 Q DID YOU UNDERSTAND WHO WAS REPRESENTING
14 FRONTLINE IN THAT LAWSUIT?

15 A DAVID BROWNE AND GEORGE SHOHET.

16 Q OKAY. SO YOU KNEW WHEN THAT LAWSUIT WAS
17 FILED THAT DAVID BROWNE WAS A LAWYER FOR MUNIR UWAYDAH.
18 CORRECT?

19 A YES.

20 Q AND YOU KNEW THAT GEORGE SHOHET WAS A
21 LAWYER FOR MUNIR UWAYDAH?

22 A YES.

23 Q AND IN FACT, THERE WAS ANOTHER LAWSUIT
24 BETWEEN MEDCONSULT FILED IN THE CIVIL COURT IN WHICH
25 YOU WERE NAMED AS A DEFENDANT IN THAT LAWSUIT.

26 CORRECT?

27 A I DON'T KNOW ANYTHING ABOUT THAT.

28 Q A LAWSUIT BETWEEN MEDCONSULT AND YOU OVER

1 THE OWNERSHIP OF THESE PROPERTIES.

2 A I RECEIVED NUMEROUS PAPERWORK. I TURNED
3 ALL OF IT OVER TO MR. SEPE, AND HE TOLD ME THAT HE
4 TURNED IT ALL OVER TO YOU GUYS.

5 Q WELL, YOU'RE AWARE THAT GEORGE SHOHET WAS
6 REPRESENTING MUNIR UWAYDAH IN THAT LAWSUIT.

7 CORRECT?

8 A I WAS NOT AWARE AT THE TIME, NO. I HAD NO
9 INTEREST IN IT AT ALL. MR. SEPE TOLD ME JUST TO IGNORE
10 IT. I DON'T OWN THE PROPERTIES. I HAD NOTHING TO DO
11 WITH IT. SO I DID NOTHING BUT TURN OVER THE DOCUMENTS
12 TO MR. SEPE, AND HE PURPORTED TO TURN THEM OVER TO THE
13 DA'S OFFICE.

14 Q OKAY. NOW, YOU WERE SUBPOENAED AS A
15 WITNESS IN THE LAWSUIT BETWEEN FRONTLINE AND BENJAMIN
16 GLUCK.

17 RIGHT?

18 A YES.

19 Q AND ISN'T IT TRUE THAT THE SUBPOENA
20 ACTUALLY CAME FROM GLUCK'S LAWYERS?

21 A YES.

22 Q AND YOU TOLD YOUR LAWYER, LOU SEPE ABOUT
23 THE SUBPOENA, OR HE RECEIVED THE SUBPOENA ON YOUR
24 BEHALF.

25 CORRECT?

26 A YES.

27 Q AND ISN'T IT TRUE THAT HE ADVISED YOU THAT
28 IF YOU -- THAT YOU HAD TO HONOR THE SUBPOENA AND APPEAR

1 IN COURT?

2 A YES.

3 Q AND DIDN'T -- ISN'T IT TRUE THAT HE
4 ADVISED YOU THAT WHEN YOU GO TO COURT IN RESPONSE TO
5 THAT SUBPOENA TO INFORM THE PARTIES THAT YOU WERE
6 ASSERTING YOUR FIFTH AMENDMENT RIGHT BECAUSE YOU HAD
7 NOT YET BEEN SENTENCED BY JUDGE FIDLER IN THIS COURT?

8 A THAT'S NOT COMPLETELY ACCURATE. HE TOLD
9 ME -- HE DID NOT ACCOMPANY ME. HE TOLD ME TO TAKE THE
10 FIFTH AMENDMENT, PLEAD THE FIFTH.

11 Q OKAY. SO HE WASN'T GOING TO BE THERE, BUT
12 HE TOLD YOU WHEN YOU GO THAT YOU SHOULD ASSERT YOUR
13 FIFTH AMENDMENT RIGHT?

14 A YES. BUT HE DID NOT TELL ME THAT I HAD TO
15 TAKE THE FIFTH AMENDMENT BECAUSE I WAS NOT SENTENCED.

16 Q OKAY.

17 A IN FACT, YOU DIDN'T TELL ME THAT. BECAUSE
18 I BROUGHT THIS ENTIRE LAWSUIT TO YOUR ATTENTION WHEN I
19 FIRST HEARD OF IT.

20 Q AND ISN'T IT TRUE --

21 A AND I ASKED YOU WITH MR. SEPE ON THE
22 RECORD IF IT WOULD BE OKAY IF I PARTICIPATED IN THIS
23 LAWSUIT.

24 Q AND ISN'T IT TRUE THAT I TOLD YOU THAT YOU
25 SHOULD SPEAK TO YOUR COUNSEL, LOU SEPE, ABOUT THAT,
26 THAT I WAS NOT GOING TO INTERFERE WITH YOUR DECISION TO
27 PARTICIPATE OR NOT PARTICIPATE, THAT IT WAS UP TO YOU
28 AND YOUR LAWYER, LOU SEPE?

1 A YES. BUT I UNDERSTAND IT NOT NECESSARILY
2 AS A BLESSING TO PROCEED BUT THAT I WAS NOT PROHIBITED
3 FROM PARTICIPATING IN THIS LAWSUIT.

4 AND NO ONE INSTRUCTED ME THAT I HAD TO GO
5 AND ASSERT THE FIFTH AMENDMENT.

6 Q OKAY.

7 A IN FACT -- IN FACT, IF I MAY FINISH,
8 MARISA NELSON WAS ALSO TESTIFYING IN THAT COURT. AND I
9 WAS NOT A WITNESS TO HER TESTIMONY, BUT MY
10 UNDERSTANDING IS SHE WAS NEVER INSTRUCTED THE WAY THAT
11 I WAS INSTRUCTED, THE WAY I WAS PURPORTED TO BE
12 INSTRUCTED. BECAUSE I WAS INSTRUCTED TO TAKE THE
13 FIFTH, WHICH WAS -- WAS MY INTENTION. I WAS TOLD BY
14 MR. SHOHET THAT I COULD SELECTIVELY TAKE THE FIFTH.
15 AND THAT'S WHAT I DID.

16 Q LET ME ASK YOU, ISN'T IT TRUE THAT WHEN
17 YOU ASKED -- WHEN YOU ASKED ME ABOUT IT, THAT I ADVISED
18 YOU TO DISCUSS IT WITH YOUR COUNSEL, THAT I WAS NOT
19 GOING TO GET INVOLVED IN THAT DECISION?

20 BUT I DID TELL YOU THAT IF YOU DO TESTIFY
21 IN ANY PROCEEDING, YOU'RE REQUIRED TO TELL THE TRUTH.
22 ISN'T IT TRUE THAT I TOLD YOU THAT?

23 A I MEAN, I DON'T HAVE THE RECORDING IN
24 FRONT OF ME. I'M SURE YOU HAVE THE TRANSCRIPTS OF
25 EXACTLY WHAT WAS SAID. BUT YES, ANY TESTIMONY THAT I
26 GAVE WOULD BE THE TRUTH.

27 Q NOW, GOING BACK TO YOUR SIGNATURE ON THESE
28 DOCUMENTS, PEOPLE'S 5 AND PEOPLE'S 6, YOUR AGREEMENT

1 WITH THE PEOPLE AND YOUR FACTUAL PLEA, ISN'T IT TRUE
2 THAT YOU WERE TOLD WHEN YOU SIGNED THESE DOCUMENTS THAT
3 IF ANYTHING WAS UNTRUE IN THAT FACTUAL PLEA OR IN YOUR
4 PROFFERS THAT YOU WERE REQUIRED, AS PART OF YOUR
5 CORPORATION WITH THE PEOPLE, TO INFORM THE PEOPLE THAT
6 IF ANY OF THE STATEMENTS WERE NOT TRUE?

7 ISN'T THAT CORRECT, YOU WERE SO ADVISED?

8 A THAT IS ABSOLUTELY TRUE. AND AT THE TIME
9 THAT I SIGNED IT, EVERYTHING THAT I SIGNED WAS TRUE AND
10 CORRECT.

11 Q OKAY. SO ISN'T IT TRUE, MR. TURLEY, THAT
12 YOU WENT TO THE CIVIL COURT, AND BEFORE YOU TESTIFIED,
13 YOU MET WITH DAVID BROWNE ON MULTIPLE OCCASIONS. AND
14 HE PREPARED YOU FOR YOUR TESTIMONY WHERE YOU WERE
15 SUBPOENAED BY THE OTHER SIDE TO TESTIFY?

16 A I MET WITH MR. BROWNE ON, I THINK, TWO
17 OCCASIONS.

18 Q AND YOU HAD EXTENSIVE TALKS WITH HIM ABOUT
19 YOUR TESTIMONY.

20 CORRECT?

21 A I REVIEWED MY PLEA AGREEMENT WITH HIM.
22 THAT'S WHAT I REVIEWED. AND THAT'S BASICALLY ALL WHAT
23 I DID, YES.

24 Q AND YOU KNEW THAT HE HAD FILED A FALSE
25 LAWSUIT AGAINST YOU ON BEHALF OF MUNIR UWAYDAH WHEN YOU
26 SAT DOWN WITH HIM.

27 CORRECT?

28 A I KNEW THAT IT WAS FALSE. I DON'T KNOW IF

1 HE KNEW THAT IT WAS FALSE. BUT YES.

2 Q WELL, YOU KNEW THAT HE WAS EMPLOYED AS A
3 LAWYER FOR MUNIR UWAYDAH.

4 A YES.

5 Q AND WHEN YOU SAT DOWN WITH HIM ON MULTIPLE
6 OCCASIONS TO PREPARE FOR YOUR TESTIMONY IN THAT CIVIL
7 PROCEEDING, DID YOU TELL YOUR LAWYER, LOU SEPE, THAT
8 YOU DID SO?

9 A NO.

10 Q DID YOU TELL THE PROSECUTION IN THIS CASE
11 THAT YOU WERE SITTING DOWN WITH MUNIR UWAYDAH'S LAWYERS
12 TO TALK ABOUT THE FACTUAL PLEA AND THE COOPERATION
13 AGREEMENT YOU HAVE WITH US?

14 DID YOU EVER INFORM US?

15 A NO.

16 Q AND THEN AFTER YOU MET WITH DAVID BROWNE,
17 DID YOU MEET WITH GEORGE SHOHET OR SPEAK WITH GEORGE
18 SHOHET TO PREPARE FOR YOUR TESTIMONY IN THAT CIVIL
19 COURT?

20 A YES.

21 Q AND YOU TALKED WITH HIM FOR AT LEAST AN
22 HOUR.

23 CORRECT?

24 A MIGHT HAVE BEEN A HALF HOUR. I MEAN, THE
25 NIGHT BEFORE MY TESTIMONY, YES.

26 Q OKAY. AND DID YOU EVER TELL LOU SEPE THAT
27 YOU SPOKE WITH ANOTHER ONE OF UWAYDAH'S LAWYERS FOR AT
28 LEAST HALF AN HOUR TO PREPARE FOR YOUR TESTIMONY IN

1 THAT CIVIL PROCEEDING?

2 A NO.

3 Q AND DID YOU EVER TELL ANYONE FROM OUR
4 PROSECUTION TEAM IN THIS CASE THAT YOU WERE MEETING
5 WITH UWAYDAH'S LAWYER TO TALK ABOUT OUR FACTUAL -- OUR
6 COOPERATION AGREEMENT AND THE FACTUAL PLEA YOU GAVE IN
7 OUR CASE?

8 A NO. BUT I DID INFORM YOU THAT -- THAT I
9 HAD BEEN SUBPOENAED. AND I ALSO INFORMED YOU THAT I
10 HAD BEEN CONTACTED BY MUNIR UWAYDAH TO POSSIBLY
11 PARTICIPATE IN THIS LAWSUIT.

12 Q WELL, YOU INFORMED US THAT YOU HAD BEEN
13 CONTACTED BY MUNIR UWAYDAH WHEN THE LAWSUIT WAS FIRST
14 FILED.

15 CORRECT?

16 A I DON'T KNOW ABOUT -- I BROUGHT YOU EMAILS
17 THAT I RECEIVED FROM MUNIR UWAYDAH. I SHOWED THEM TO
18 YOU. I, AGAIN, WAS ASKING FOR YOUR BLESSING. IF AT
19 THAT TIME IT HAD BEEN MADE CLEAR TO ME THAT THERE IS NO
20 WAY THAT I SHOULD BE INVOLVED IN THIS LAWSUIT, I HADN'T
21 BEEN SENTENCED, THEN THAT'S WHAT I -- THAT'S WHAT I
22 WOULD HAVE DONE.

23 BUT WHATEVER I DID, I MEAN, THERE'S NO
24 LOVE LOST BETWEEN ME AND MR. GLUCK. AFTER SPENDING
25 25 MONTHS IN MEN'S CENTRAL JAIL WHEN I TOLD YOU, TOO,
26 IF I HAD MR. SEPE, DAY ONE, I WOULD HAVE WALKED IN TO
27 YOU AND PROFFERED.

28 Q MR. TURLEY, WHEN YOU WENT TO THAT CIVIL

1 COURT, DID YOU TELL THE JUDGE IN THAT TESTIMONY THAT
2 ANY OF THE STATEMENTS YOU HAD MADE IN YOUR FACTUAL PLEA
3 WERE NOT ACCURATE?

4 A I DON'T RECALL EXACTLY WHAT I -- WHAT I
5 TOLD HER. BUT I TOLD HER THAT I HAD REVIEWED -- THAT
6 MR. BROWNE HAD SHOWED ME NEW INFORMATION, SPECIFICALLY
7 REGARDING 70 AND 71 OF MY -- MY FACTUAL STATEMENT
8 REGARDING MS. MARISA NELSON, AND I WAS SHOWED TESTIMONY
9 THAT THEY ADMITTED THAT THEY HAD EMBEZZLED FUNDS FROM
10 MULTIPLE ENTITIES, INCLUDING FRONTLINE.

11 Q OKAY. BUT YOU --

12 A SO I --

13 MAY I FINISH?

14 MY STATEMENT IN 70 SAYS THAT, TO THE
15 EFFECT, I'M PARAPHRASING, SOMETHING ABOUT THE ONLY
16 REASON MUNIR UWAYDAH FILED THIS LAWSUIT AGAINST MARISA
17 NELSON WAS TO DISCREDIT HER. AND I SIGNED THAT.

18 I STILL BELIEVE THAT THE REASON HE FILED
19 THAT LAWSUIT, IN PART, WAS TO DISCREDIT HER. BUT AFTER
20 REVIEWING THIS TESTIMONY WHERE THEY'RE ADMITTING THAT
21 THEY EMBEZZLED THESE FUNDS, I THOUGHT, WELL, HE HAD A
22 REASON TO FILE THIS LAWSUIT AS WELL.

23 Q WAS THERE ANY TRUTH TO THE LAWSUIT AGAINST
24 YOU THAT DAVID BROWNE FILED ON THE LIEN ON YOUR HOUSE?

25 A NO.

26 Q BUT -- SO YOU KNEW HE FILED A FALSE
27 LAWSUIT AGAINST YOU. BUT THEN WHEN HE SHOWS YOU
28 DOCUMENTS ABOUT MARISA NELSON, YOU BELIEVED WHAT HE

1 TOLD YOU ABOUT MARISSA NELSON AND NEVER TOLD LOU SEPE
2 OR US WHAT HE SHOWED YOU.

3 CORRECT?

4 IS THAT A CORRECT STATEMENT?

5 A I READ WHAT I READ.

6 Q MY QUESTION IS --

7 A WHETHER IT'S 100 PERCENT TRUE OR ACCURATE
8 OR IT WAS A COMPLETELY FALSE STATEMENT, THAT SHE NEVER
9 ADMITTED THAT, I DON'T KNOW. THAT'S ALL I WAS SAYING,
10 THAT THERE WAS SOME QUESTION ABOUT THE 100 PERCENT
11 VORACITY OF THAT STATEMENT.

12 Q WELL, YOU KNEW THAT THAT -- YOUR TESTIMONY
13 WAS IMPORTANT TO DAVID BROWNE AND GEORGE SHOHEIT.

14 A MY TESTIMONY WAS IMPORTANT TO ME BECAUSE
15 OF MR. GLUCK.

16 Q WELL --

17 A MAYBE IT WAS WRONG TO BE VINDICTIVE.

18 Q MR. TURLEY, WHAT YOU JUST TESTIFIED TO
19 ABOUT MARISA NELSON, THAT HAS NOTHING TO DO WITH
20 BENJAMIN GLUCK, DOES IT?

21 A I MEAN, SHE WAS -- SHE WAS A WITNESS IN
22 THAT CASE. SO THAT CALLS INTO QUESTION HER -- HER
23 TRUTH.

24 Q WHO BROUGHT THE LAWSUIT AGAINST MARISA
25 NELSON?

26 A MUNIR UWAYDAH. I DON'T KNOW SPECIFICALLY,
27 BUT YEAH, MUNIR UWAYDAH.

28 Q AND BENJAMIN GLUCK WAS THE LAWYER IN THAT

1 CASE.

2 RIGHT?

3 A I DON'T -- I BELIEVE SO. BIRD MARELLA. I
4 DON'T KNOW IF IT'S HIM SPECIFICALLY.

5 Q OKAY. SO YOU WENT TO COURT, AND YOU
6 ANSWERED QUESTIONS. BUT -- ABOUT -- AND YOU TOLD THE
7 COURT ABOUT THOSE PARAGRAPHS IN THE FACTUAL PLEA.

8 CORRECT?

9 YOU ANSWERED QUESTIONS ABOUT THE --

10 A I JUST BASICALLY SAID THAT, YOU KNOW, AT
11 THE TIME THAT I MADE THEM, I DIDN'T MAKE ANY KNOWINGLY
12 FALSE OR MISLEADING STATEMENTS.

13 AND I HAD REVIEWED ADDITIONAL INFORMATION
14 THAT WASN'T AVAILABLE TO ME AT THE TIME OF THAT
15 PROFFER. AND BASED ON THAT, THOSE TWO POINTS, 70 AND
16 71, MAY BE CALLED INTO QUESTION.

17 Q DID YOU TELL JUDGE TRABER THAT YOUR --
18 THAT YOU WERE RUSHED INTO SIGNING THIS FACTUAL PLEA
19 STATEMENT?

20 A I TOLD HER THE TRUTH, THAT I CAME INTO
21 COURT. I SAT IN A ROOM OUT THERE FOR 15 MINUTES TO
22 REVIEW IT. AND I WAS TOLD --

23 Q MY QUESTION, SIR --

24 A -- TO SIGN IT.

25 Q -- IS DID YOU TELL HER THAT YOU WERE
26 RUSHED IN TO SIGNING THIS FACTUAL PLEA.

27 A I MAY HAVE USED THE WORD "RUSHED." AND I
28 FEEL THAT -- I MEAN, I CERTAINLY DIDN'T SIT FOR HOURS

1 WITH MR. SEPE AND REVIEW THE STATEMENTS.

2 BUT AGAIN, I'M NOT DISPUTING ANYTHING IN
3 MY FACTUAL STATEMENT. EVERY STATEMENT THAT I MADE WAS
4 TRUE AND CORRECT AND IS STILL TRUE AND CORRECT TO MY
5 KNOWLEDGE.

6 Q DID YOU -- AFTER YOU ANSWERED QUESTIONS
7 ABOUT THE FACTUAL STATEMENT, DID YOU TAKE THE FIFTH --
8 DID YOU PLEAD THE FIFTH REGARDING SOME OF THE QUESTIONS
9 YOU WERE ASKED THAT DAY?

10 A I MEAN, I DON'T RECALL SPECIFICALLY. BUT
11 THAT WAS MY INTENTION, YES. AND I DON'T KNOW WHICH
12 QUESTIONS.

13 Q OKAY. DID YOU GET ADVICE FROM A LAWYER
14 THAT YOU SHOULD -- WELL, LET ME SAY, THAT YOU COULD
15 SELECTIVELY TAKE THE FIFTH DURING YOUR TESTIMONY?

16 A MR. SHOHET TOLD ME THAT, YES.

17 Q WAS MR. SHOHET YOUR LAWYER?

18 A NO.

19 Q WHOSE LAWYER WAS HE?

20 A HE WAS REPRESENTING FRONTLINE, MUNIR
21 UWAYDAH.

22 Q AND SO DID YOU -- YOU LISTENED TO THE
23 ADVICE OF GEORGE SHOHET, DIDN'T YOU?

24 A I DID, YES.

25 Q DID YOU TELL YOUR LAWYER, YOUR LAWYER LOU
26 SEPE, THAT GEORGE SHOHET WAS GIVING YOU LEGAL ADVICE?

27 A NO. I TOLD MR. SEPE THAT I WOULD -- THAT
28 I WOULD TAKE THE FIFTH. AND MR. SHOHET TOLD ME THAT I

1 COULD TAKE THE FIFTH SELECTIVELY. AND THAT'S WHAT I
2 DID.

3 Q SO IN FACT, THE NEXT DAY YOU WENT BACK
4 TO -- INTO JUDGE TRABER'S COURT, AND LOU SEPE WAS THERE
5 AND ASSERTED THE FIFTH AMENDMENT ON YOUR BEHALF.

6 CORRECT?

7 A YES.

8 Q AND BECAUSE OF THAT, THE JUDGE DISMISSED
9 YOU FROM THE CASE, AND YOU WALKED OUT OF THE COURTROOM.

10 RIGHT?

11 A YES.

12 Q AND LOU SEPE LEFT THE COURTROOM.

13 RIGHT?

14 A YES.

15 Q LEFT THE COURTHOUSE?

16 A YES.

17 Q AND WHAT DID YOU DO? YOU STAYED AND SPOKE
18 WITH GEORGE SHOHET AGAIN.

19 ISN'T THAT RIGHT?

20 A YES.

21 Q AND AGAIN, GEORGE SHOHET GAVE YOU LEGAL
22 ADVICE ABOUT YOUR RIGHTS AND HOW YOU CAN ASSERT THEM IN
23 FRONT OF JUDGE TRABER.

24 AM I CORRECT?

25 A I MEAN, HE BASICALLY JUST TOLD ME THAT HE
26 BELIEVED THAT SHE WAS WRONG, THAT I COULD SELECTIVELY
27 TAKE THE FIFTH AMENDMENT.

28 Q DID YOU CALL YOUR LAWYER, LOU SEPE, WHO

1 HAD JUST LEFT THE COURTHOUSE AND TELL HIM THAT YOU HAD
2 A DESIRE TO GO BACK INTO JUDGE TRABER'S COURT AND
3 CHANGE YOUR MIND AND ANSWER QUESTIONS ON THE WITNESS
4 STAND?

5 A NO, I DID NOT TELL MR. SEPE. NO.

6 Q AND IN FACT, YOU DID THAT. YOU WENT BACK
7 INTO COURT, AND YOU TOLD JUDGE TRABER THAT YOU CHANGED
8 YOUR MIND AND THAT YOU WANTED TO ANSWER QUESTIONS --

9 A I NEVER TALKED TO THE JUDGE.

10 Q WELL, DID YOU TRY AND PASS HER A NOTE?

11 A I -- I TRIED -- I BELIEVE SO. I KNOW I
12 TALKED TO THE CLERK. I DON'T KNOW IF IT WAS A NOTE FOR
13 SURE. I DON'T REMEMBER A NOTE. I JUST REMEMBER
14 TALKING TO THE CLERK.

15 Q WERE YOU AWARE THAT GEORGE SHOHET WENT
16 BACK INTO COURT AND WAS ADVOCATING FOR YOU TO GET BACK
17 ON THE WITNESS STAND AND THAT YOU WANTED TO TESTIFY?

18 A I DON'T KNOW IF I WAS AWARE OF THAT OR
19 NOT. BUT MR. SHOHET OFFERED ANOTHER LAWYER, CIVIL
20 LAWYER, DENISE AUBRY, TO, YOU KNOW -- I DON'T KNOW IF
21 IT WAS THAT DAY, ANOTHER DAY. I WASN'T IN COURT WHEN
22 SHE TESTIFIED ON MY BEHALF. -- TO ALLOW ME TO -- OR TO
23 TRY TO CONVINCE THE JUDGE TO ALLOW MY TESTIMONY.

24 Q ISN'T IT TRUE, MR. TURLEY, THAT, IN FACT,
25 BEFORE YOU EVER WENT AND TOOK THE WITNESS STAND IN
26 JUDGE TRABER'S COURT, YOU HAD GONE OVER THIS FACTUAL
27 PLEA, PEOPLE'S 6, AND YOUR AGREEMENT WITH THE PEOPLE IN
28 OUR CASE, PEOPLE'S 5, FOR SEVERAL HOURS WITH EITHER

1 DAVID BROWNE OR GEORGE SHOHET BEFORE YOU WENT INTO
2 JUDGE TRABER'S COURT?

3 A I ONLY WENT OVER MY FACTUAL STATEMENT, NOT
4 THE PLEA. AND ONLY WITH MR. BROWNE.

5 Q OKAY. AND SO YOU KNEW THAT THERE WERE
6 MORE PARAGRAPHS IN THAT FACTUAL PLEA THAT THEY HAD
7 ASKED YOU ABOUT IN THEIR PRIVATE MEETINGS WITH YOU.

8 RIGHT?

9 A I BASICALLY JUST WENT THROUGH THE FACTUAL
10 STATEMENT.

11 Q PARAGRAPH BY PARAGRAPH --

12 A YES.

13 Q SO YOU KNEW THAT THEY HAD IN THEIR CIVIL
14 CASE IN JUDGE TRABER'S COURT, YOU KNEW THAT THEY HAD AN
15 INTEREST IN THE PARAGRAPHS ON THIS FACTUAL PLEA,
16 PEOPLE'S 6.

17 A THEY HAD AN INTEREST IN 70 AND 71, YES.

18 Q WELL, THEY HAD -- THEY SPENT TIME WITH YOU
19 ON ALL THE PARAGRAPHS, NOT JUST 70 AND 71.

20 ISN'T THAT RIGHT?

21 A WE WENT THROUGH EACH AND EVERY STATEMENT.
22 THERE WAS NOTHING THAT WAS PRODUCED TO ME TO DISPUTE
23 ANY OF MY OTHER FACTUAL STATEMENTS AT ALL.

24 Q AND IT'S TRUE THAT YOU TESTIFIED ABOUT
25 THOSE TWO PARAGRAPHS IN FRONT OF JUDGE TRABER, YET THEY
26 WANTED YOU TO TESTIFY TO MORE AND ASKED YOU TO COME
27 BACK AND TESTIFY TO MORE PARAGRAPHS IN THIS FACTUAL
28 PLEA.

1 ISN'T THAT CORRECT?

2 A MR. SHOHET NEVER CROSS-EXAMINED ME. I WAS
3 ONLY ASKED QUESTIONS BY MR. GLUCK'S ATTORNEY.

4 Q MY QUESTION IS ISN'T IT TRUE THAT THEY
5 TOLD YOU THAT THERE WAS MORE INFORMATION IN THAT
6 FACTUAL PLEA THAT THEY WANTED YOU TO TESTIFY TO.
7 THAT'S WHY THEY WANTED YOU TO RE-TAKE THE STAND AND
8 TESTIFY IN JUDGE TRABER'S COURT.

9 A NO, THAT'S NOT TRUE.

10 Q ISN'T IT TRUE THAT GEORGE SHOHET PROVIDED
11 YOU ANOTHER ATTORNEY TO ASSIST YOU IN ORDER TO GET YOU
12 BACK ON THE WITNESS STAND IN JUDGE TRABER'S COURT?

13 ISN'T THAT TRUE?

14 A HE RECOMMENDED ANOTHER ATTORNEY THAT I
15 TALKED TO, YES.

16 Q AND HER NAME WAS AUBRY, A-U-B-R-Y.
17 CORRECT?

18 A LAST NAME, YES. UH-HUH.

19 Q AND SHE -- AND GEORGE SHOHET REFERRED YOU
20 TO HER.

21 CORRECT?

22 A YEAH, HE RECOMMENDED HER AND GAVE ME HER
23 NUMBER.

24 Q DID YOU SIGN A RETAINER AGREEMENT WITH
25 HER?

26 A YES, I DID.

27 Q SHE'S A FAMILY LAW LAWYER.
28 CORRECT?

1 A I BELIEVE SO. I'M NOT ENTIRELY SURE.

2 Q OKAY. AND WAS THERE A FAMILY LAW ISSUE IN
3 THIS CIVIL CASE?

4 A NO.

5 Q AND YOU MET WITH HER, AND YOU SIGNED A
6 DECLARATION. WHO -- WHO CREATED THAT DECLARATION? DID
7 YOU WRITE THE DECLARATION?

8 A WHAT DECLARATION?

9 Q DID YOU FILE A DECLARATION IN FRONT OF
10 JUDGE TRABER?

11 A I DON'T KNOW, TO BE -- I DON'T REMEMBER.
12 I DON'T RECALL THAT.

13 Q DID YOU WRITE A DECLARATION FOR THAT
14 LAWYER?

15 A I DIDN'T WRITE A DECLARATION, NO.

16 Q DID YOU ASK HER TO WRITE A DECLARATION?

17 A NOT SPECIFICALLY THAT I REMEMBER OR
18 RECALL.

19 Q WERE YOU AWARE THAT THAT LAWYER WHO WAS
20 REFERRED TO YOU BY GEORGE SHOHET WENT INTO COURT AND
21 FILED A DECLARATION SAYING THAT YOU SIGNED IT AND THAT
22 YOU WANTED TO, BASED ON THAT DECLARATION, COME BACK AND
23 TESTIFY?

24 A I KNOW THAT SHE WENT INTO COURT TO
25 ADVOCATE FOR MY TESTIMONY. BUT THAT'S REALLY ALL I'M
26 AWARE OF.

27 Q OKAY. DID YOU EVER TELL THE PEOPLE IN
28 THIS CASE THAT YOU HAD HIRED A LAWYER TO FILE A

1 DECLARATION FOR YOU SO THAT YOU COULD TESTIFY ABOUT THE
2 FACTUAL PLEA AND THE AGREEMENT YOU HAD WITH THE PEOPLE
3 IN THIS CASE?

4 A DO YOU HAVE A COPY OF THIS DECLARATION?

5 Q I DO NOT. I'M JUST ASKING YOU DID YOU
6 INFORM THE PEOPLE THAT YOU WERE MEETING WITH THAT
7 LAWYER AND HAVING HER ADVOCATE FOR YOU.

8 A I HAD NOT INFORMED YOU THAT I HAD HIRED
9 THIS LAWYER, NO.

10 Q DID YOU TELL LOU SEPE THAT YOU HAD HIRED
11 THIS LAWYER?

12 A I DID SEND AN EMAIL TO MR. SEPE.

13 Q DID YOU -- DID YOU --
14 GEORGE SHOHET REFERRED THIS LAWYER TO YOU.
15 WERE THE FEES COVERED BY SOMEBODY ELSE?

16 A I PAID HER.

17 Q AND THAT WAS ON -- IN AUGUST OF 2023 THAT
18 YOU WENT TO COURT?

19 A YES, I BELIEVE SO. YES. UH-HUH.

20 Q AND YOU HAD BEEN IN A COOPERATION
21 AGREEMENT WITH THE PEOPLE IN THIS CASE SINCE 2000 --
22 WHEN YOU ENTERED YOUR PLEA IN 2018.

23 CORRECT?

24 A YES.

25 Q AND YOU HAD TESTIFIED -- JUDGE FIDLER
26 CALLED YOU AS A WITNESS IN 2019. DO YOU RECALL THAT?
27 YOU TESTIFIED A COUPLE OF TIMES IN 2019
28 HERE IN THIS COURTROOM.

1 A YES, I BELIEVE SO. YES.

2 Q AND YOU'VE COME INTO COURT ON SEVERAL
3 OCCASIONS AND ASKED THE COURT, WITH THE PEOPLE, TO
4 CONTINUE YOUR SENTENCING.

5 CORRECT?

6 A TO WAIVE TIME? IS THAT WHAT YOU'RE
7 SAYING?

8 Q YES.

9 A YES, WITH MR. SEPE. YES.

10 Q AND DID YOU WAIVE TIME.

11 A YES.

12 Q THEN SUDDENLY, IMMEDIATELY DURING THE TIME
13 WHEN JUDGE -- WHEN JUDGE TRABER WAS CONDUCTING HER
14 COURT TRIAL AND GEORGE SHOHEIT WANTED YOU TO TESTIFY IN
15 THAT PROCEEDING, AND LOU SEPE CAME IN AND PLED THE
16 FIFTH FOR YOU, IT WAS AT THAT TIME THAT YOU CAME --
17 SHOWED UP IN COURT AND DEMANDED TO BE SENTENCED IN THIS
18 CASE.

19 RIGHT?

20 A I DID NOT DEMAND TO BE SENTENCED IN FRONT
21 OF THE JUDGE IN THAT CASE.

22 Q IN THIS CASE.

23 A IN THIS CASE AT THAT TIME.

24 Q ISN'T IT TRUE THAT YOU CAME TO COURT
25 WITHOUT ANY WARNING TO ME, YOU JUST SHOWED UP AND TOLD
26 ME YOU WERE GOING TO DEMAND TO BE SENTENCED THAT DAY?

27 WE ENDED UP GOING IN THE HALLWAY AND
28 TALKING WITH LOU SEPE ABOUT IT.

1 A WE TALKED ABOUT IT, YES.

2 Q YOU WANTED TO BE SENTENCED THAT DAY.

3 A I WANTED TO BE SENTENCED LIKE YOU HAD
4 PROMISED ME, LIKE YOU TOLD ME --

5 Q MY QUESTION --

6 THE COURT: MR. TURLEY, ANSWER THE QUESTIONS AS
7 ASKED, PLEASE.

8 THE WITNESS: OKAY.

9 Q BY MR. MATHAI: ISN'T IT TRUE THAT YOU
10 DEMANDED TO BE SENTENCED THAT DAY?

11 A YES.

12 Q AND THAT WAS BECAUSE YOU WERE GETTING
13 PRESSURE TO TESTIFY THAT SAME MONTH IN FRONT OF JUDGE
14 TRABER, AND LOU SEPE WAS -- HAD TAKEN THE FIFTH FOR YOU
15 BECAUSE OF THIS SENTENCING.

16 CORRECT?

17 A NO.

18 Q ISN'T IT TRUE THAT YOU WANTED TO BE
19 SENTENCED RIGHT AWAY BECAUSE YOU WANTED TO TESTIFY FOR
20 FRONTLINE IN THAT CIVIL CASE?

21 A I WANTED TO TESTIFY FOR FRONTLINE IN THE
22 CIVIL CASE. BUT THAT'S NOT MY ONLY REASON FOR WANTING
23 TO BE SENTENCED.

24 Q OKAY. SO NOW YOU ADMIT THAT IT WAS PART
25 OF YOUR REASONING FOR WANTING TO BE SENTENCED.

26 A I DIDN'T WANT TO HAVE A MAYHEM COUNT OVER
27 MY HEAD THAT MR. SEPE CALLED ME YELLING AND SCREAMING
28 AND TELLING ME THAT YOU CALLED HIM AND SAID YOU WERE

1 GOING TO THROW ME IN PRISON.

2 Q MR. SEPE TOLD YOU THAT THAT WASN'T TRUE,
3 THAT I NEVER SAID THAT.

4 CORRECT?

5 A HE TOLD ME THAT YOU SAID THAT.

6 Q HE THEN LATER HE TOLD YOU THAT THAT NEVER
7 HAPPENED.

8 RIGHT?

9 A THAT YOU NEVER SAID THAT?

10 Q CORRECT.

11 A I GUESS HE SAID THAT THE OTHER DAY, YES.

12 Q WELL, HE WENT TO JUDGE TRABER AND TOLD
13 JUDGE TRABER THAT I NEVER SAID THAT.

14 CORRECT?

15 A I BELIEVE SO, YES.

16 Q OKAY. SO YOU CAME TO COURT THAT DAY IN
17 AUGUST AND WANTED TO BE SENTENCED. AND WE TALKED IN
18 THE HALLWAY, AND WE ENDED UP WAIVING TIME THAT DAY.

19 CORRECT?

20 A YES.

21 Q THE NEXT TIME YOU CAME TO COURT, IN
22 SEPTEMBER, YOU SHOWED UP WITH WINSTON MCKESSON.

23 CORRECT?

24 A THAT WAS IN NOVEMBER, THE 17TH, I BELIEVE.

25 Q OKAY. IF IT WAS NOVEMBER, THAT'S THE NEXT
26 TIME YOU CAME TO COURT.

27 RIGHT?

28 A I BELIEVE SO, YES.

1 Q AND YOU DIDN'T GIVE THE PROSECUTION ANY
2 HEADS UP THAT YOU WERE GOING TO FIRE LOU SEPE AND HIRE
3 WINSTON MCKESSON. YOU JUST SHOWED UP AND INFORMED US
4 THAT DAY.

5 CORRECT?

6 A I TALKED TO MR. MCKESSON. AND I DON'T
7 KNOW HOW HE INFORMED YOU OR IF HE DID OR NOT. I DON'T
8 KNOW.

9 Q THAT DAY WE MADE CLEAR ON THE RECORD THAT
10 LOU SEPE WAS GOING TO REMAIN YOUR LAWYER AND THAT YOU
11 WERE STILL IN A COOPERATION AGREEMENT WITH THE PEOPLE.
12 THAT WAS NOVEMBER 17TH, 2023. ALL OF THAT WAS SAID ON
13 THE RECORD HERE IN YOUR PRESENCE.

14 CORRECT?

15 A YES. YES.

16 Q THE JUDGE, THAT DAY, ORDERED YOU TO COME
17 MEET WITH THE PROSECUTION WITH LOU SEPE WITHIN A FEW
18 DAYS.

19 CORRECT?

20 A CORRECT.

21 Q AND YOU OBEYED THAT.

22 CORRECT?

23 A CORRECT.

24 Q BUT YOU SHOWED UP TO THAT MEETING AT OUR
25 OFFICE, THE PROSECUTION OFFICE, WITH WINSTON MCKESSON.

26 A YES.

27 Q AND YOU -- DURING THE COURSE OF THAT
28 MEETING, YOU READ A STATEMENT ON THE RECORD WRITTEN BY

1 WINSTON MCKESSON.

2 CORRECT?

3 A YES.

4 Q YOU ATTEMPTED TO HAVE WINSTON MCKESSON
5 JOIN THE MEETING MULTIPLE TIMES, EITHER IN PERSON OR ON
6 THE PHONE.

7 CORRECT?

8 A YES.

9 Q AND WHEN IT WAS STATED VERY CLEARLY THAT
10 WINSTON MCKESSON WAS NOT APPOINTED BY THIS COURT TO
11 REPRESENT YOU, THAT LOU SEPE WAS STILL REPRESENTING
12 YOU, YOU REFUSED TO ANSWER ANY MORE QUESTIONS.

13 ISN'T THAT CORRECT?

14 A THAT'S NOT CORRECT. I DID ANSWER
15 QUESTIONS.

16 Q YOU ANSWERED QUESTIONS. BUT AT ONE POINT
17 YOU ENDED THE INTERVIEW AND SAID YOU REFUSE TO ANSWER
18 QUESTIONS BECAUSE --

19 YOU REFUSED TO ANSWER QUESTIONS, AND THE
20 INTERVIEW WAS TERMINATED.

21 ISN'T THAT TRUE?

22 A I DON'T RECALL EXACTLY THAT STATEMENT. IF
23 THAT'S WHAT I SAID -- I MEAN, I -- I JUST WANTED TO
24 HAVE A RULING FROM JUDGE FIDLER REGARDING MR. MCKESSON
25 BEFORE I PROCEEDED.

26 BUT YOU CONTINUED TO ASK ME MULTIPLE
27 QUESTIONS. THE INTERVIEW, I BELIEVE, LASTED FOR OVER
28 AN HOUR, AND I BELIEVE I ANSWERED ALL OF YOUR

1 QUESTIONS.

2 Q WE MET ON NOVEMBER 21ST, 2023.

3 CORRECT?

4 A IF THAT'S THE DATE, YES.

5 Q AND DURING THAT INTERVIEW, YOU DID ANSWER
6 SOME QUESTIONS. BUT THEN YOU ENDED THE INTERVIEW AND
7 SAID YOU WANTED IT TO END.

8 CORRECT?

9 A SOMETHING TO THAT EFFECT, I BELIEVE.

10 Q OKAY. BUT IN THE QUESTIONS THAT YOU DID
11 ANSWER AND THE CONVERSATION WE DID HAVE, DID I ASK YOU
12 IF THERE WAS ANYTHING ELSE THAT YOU HADN'T TOLD THE
13 PROSECUTION ABOUT?

14 DO YOU REMEMBER THOSE QUESTIONS?

15 A I DON'T REMEMBER SPECIFICALLY. I MEAN, IF
16 YOU HAVE THE TRANSCRIPT -- I MEAN, IF THAT'S WHAT I
17 SAID, THEN I'M SURE THAT'S WHAT I SAID.

18 Q ISN'T IT TRUE, MR. TURLEY, THAT YOU, PRIOR
19 TO THAT MEETING, YOU HAD GONE WITH GEORGE SHOHET TO A
20 HEARING AT THE DEPARTMENT OF INDUSTRIAL RELATIONS, THE
21 WORKERS' COMPENSATION BOARD, AND YOU TESTIFIED ON
22 BEHALF OF MUNIR UWAYDAH AND FRONTLINE REGARDING LIENS
23 ON FRONTLINE BILLS?

24 A YES.

25 Q AND YOU ARE AWARE THAT MUNIR UWAYDAH HAS
26 CLAIMED THAT HE HAS HUNDREDS OF MILLIONS OF DOLLARS IN
27 LIENS, MAYBE ALMOST A BILLION DOLLARS IN LIENS?

28 YOU'RE AWARE OF THAT.

1 RIGHT?

2 A YES.

3 Q AND YOU KNEW THAT THAT WAS -- THAT THOSE
4 LIENS GET PROSECUTED IN THE WORKERS' COMP APPEALS
5 BOARD.

6 YOU KNOW THAT.

7 RIGHT?

8 A I BELIEVE SO, YES.

9 Q WELL, YOU BELIEVE YOU KNOW, OR YOU DO
10 KNOW?

11 A IT'S BEEN SO LONG SINCE I PARTICIPATED IN
12 ANY OF THAT THAT I THINK THAT THAT IS CORRECT. I MEAN,
13 I KNOW IT'S INDUSTRIAL --

14 OKAY. YES, I AGREE WITH YOU THAT THAT'S
15 THE AGENCY. I'M NOT TRYING TO --

16 Q DID YOU TELL THE PROSECUTION THAT YOU WERE
17 ASSISTING GEORGE SHOHET IN HIS CASE FOR MUNIR UWAYDAH
18 TO CLEAR THE LIENS FOR FRONTLINE SO THAT THEY CAN
19 COLLECT ON THOSE LIENS? DID YOU TELL THE PROSECUTION
20 THAT?

21 A NO.

22 Q DID YOU TELL LOU SEPE THAT?

23 A NO.

24 Q IN FACT, YOU KNEW THAT THE REASON THAT
25 THAT HEARING WAS TAKING PLACE WAS BECAUSE FRONTLINE HAD
26 BEEN SUSPENDED BASED ON YOUR PLEA IN THIS CASE.

27 CORRECT?

28 A ALL I KNEW WAS THAT THERE WAS AN ISSUE OF

1 CONTROL OF WHO CONTROLLED FRONTLINE. AND I'VE SAID IN
2 MY PROFFER AND MY FACTUAL STATEMENT THAT I NEVER HAD
3 ANY CONTROL.

4 THERE WAS NO DETAILS DISCUSSED.
5 MR. SHOHET TOLD ME THAT HE WAS GOING TO SUBPOENA ME IF
6 I DIDN'T AGREE TO GO. I AGREED TO GO.

7 THERE WAS NO PRIOR MEETING, NO PRIOR
8 DISCUSSION. IN FACT, THE LAWYER FROM THAT AGENCY, WHEN
9 I WENT BACK TO THEM AND TOLD THEM THAT I COULD NOT
10 TESTIFY PER YOUR INSTRUCTIONS, WHICH WERE FINALLY
11 REALLY MADE CLEAR TO ME, SHE SAID THAT I WAS IN
12 VIOLATION OF MY PLEA AGREEMENT BECAUSE I WAS REFUSING
13 TO COOPERATE WITH THE STATE AGENCY. AND I TOLD HER
14 THAT THIS IS WHAT I WAS INSTRUCTED BY THE DA, AND I
15 CANNOT TESTIFY.

16 Q WELL, IN FACT, I NEVER TOLD YOU YOU CANNOT
17 TESTIFY, DID I?

18 A I MEAN, MR. SEPE -- I MEAN, I -- THAT'S --
19 THAT'S MY UNDERSTANDING, THAT I WAS NOT ALLOWED TO
20 TESTIFY.

21 Q WELL, LET ME JUST BREAK THAT DOWN.
22 ISN'T IT TRUE THAT I NEVER TOLD YOU THAT
23 YOU CANNOT TESTIFY AT ANY PROCEEDING?

24 A TO BE HONEST, I'M A BIT CONFUSED BECAUSE
25 I'M NOT 100 PERCENT SURE OF WHAT MY OBLIGATIONS ARE --

26 Q WELL --

27 A -- OR NOT.

28 Q DID YOU TELL -- WHEN YOU WENT TO THE

1 DEPARTMENT OF INDUSTRIAL RELATIONS WORKERS' COMP BOARD
2 AND TESTIFIED IN SEPTEMBER OF LAST YEAR, DID YOU, IN
3 FACT, CONTRADICT YOUR FACTUAL STATEMENT TO THIS COURT
4 OF --

5 BASED ON YOUR PLEA, DID YOU CONTRADICT
6 WHAT YOU'VE TESTIFIED IN THIS COURT TO?

7 A IN THAT COURTROOM DID I VIOLATE MY FACTUAL
8 STATEMENT?

9 Q YES.

10 A NO.

11 Q IN FACT, DIDN'T YOU TELL THE JUDGE IN THAT
12 PROCEEDING THAT MARISA NELSON HAD, IN FACT, EMBEZZLED
13 MONEY FROM FRONTLINE AND THAT YOUR STATEMENT TO US IN
14 THIS PROFFER AND IN THE FACTUAL PLEA WAS NOT ACCURATE?

15 A THE SAME THING AS I SAID IN THE CIVIL
16 COURT, THAT I WAS SHOWN TESTIMONY, WHETHER IT'S
17 ACCURATE, FALSE OR NOT, THAT SHE ADMITTED TO EMBEZZLING
18 MONEY.

19 Q DID YOU TESTIFY TO THE JUDGE IN THE
20 WORKERS' COMP BOARD THAT FRONTLINE SHUT DOWN BECAUSE OF
21 MARISA'S EMBEZZLEMENT, A FACT, IF TRUE, WOULD
22 CONTRADICT YOUR FACTUAL PLEA?

23 A I DON'T KNOW EXACTLY WHAT I TESTIFIED TO.
24 BUT I MEAN, THAT, IN PART, IS ACCURATE. IF SHE
25 EMBEZZLED A MILLION DOLLARS THAT WAS IN ACCOUNTS TO PAY
26 OVERHEAD, THAT'S WHY FRONTLINE COULDN'T KEEP THE DOORS
27 OPEN.

28 Q DID YOU EVER GET A COPY OF THESE DOCUMENTS

1 THAT DAVID BROWNE SHOWED YOU?

2 A NOT THAT -- NOT THAT I RECALL, NO.

3 Q DID YOU ASK FOR THEM?

4 A NO.

5 Q DID YOU EVER MAKE AN EFFORT TO INFORM THE
6 PROSECUTION THAT DAVID BROWNE HAD INFORMATION THAT
7 CONTRADICTED YOUR PREVIOUS STATEMENTS?

8 A NO, I DID NOT.

9 Q AND YOU LOOKED AT THIS -- YOUR AGREEMENT,
10 AND YOU'VE SEEN THAT IT DOES REQUIRE YOU TO COOPERATE
11 WITH STATE AGENCIES.

12 CORRECT?

13 A YES, RECENTLY I'VE LOOKED AT THAT. AND
14 AGAIN, WHEN THE ATTORNEY INFORMED ME OF THAT, I
15 BASICALLY SAID, WELL, I DON'T KNOW WHAT YOU WANT ME TO
16 DO.

17 Q WELL, YOU WENT BACK AFTER SEPTEMBER. YOU
18 WENT BACK IN DECEMBER TO FINISH YOUR TESTIMONY.

19 CORRECT?

20 A YES.

21 Q AND YOU NEVER TOOK THE FIFTH IN THAT
22 COURTROOM.

23 A I TOLD THEM THAT I COULD NOT TESTIFY.

24 Q OKAY. BUT MY QUESTION IS YOU NEVER TOOK
25 THE FIFTH AMENDMENT. YOU NEVER ASSERTED THE FIFTH
26 AMENDMENT.

27 A THE TESTIMONY THAT I DID GIVE WAS MAYBE
28 TEN MINUTES. AND NO, I DIDN'T.

1 Q SO YOU ANSWERED QUESTIONS ON GEORGE
2 SHOHET'S QUESTIONING IN SEPTEMBER. IN DECEMBER YOU
3 WENT BACK AND SAID YOU WOULD NOT ANSWER ANY MORE
4 QUESTIONS UNTIL YOU WERE SENTENCED IN THIS CASE.

5 CORRECT?

6 A I MAY HAVE SAID THAT, YES.

7 Q WELL --

8 A I DON'T -- I DON'T HAVE THE THING. BUT I
9 TOLD THEM THAT I COULD NOT CONTINUE MY TESTIMONY.

10 Q DID YOU TELL THE JUDGE IN THAT CASE THAT
11 LOU SEPE WAS NOT YOUR LAWYER AND THAT YOU HAD FIRED
12 HIM?

13 A I MAY HAVE, YES.

14 Q OKAY. WELL, THAT WASN'T A COMPLETELY TRUE
15 STATEMENT, WAS IT?

16 A NO, THAT WOULD NOT HAVE BEEN COMPLETELY
17 TRUE. I MEAN, I DID TRY TO FIRE HIM BUT --

18 Q BUT IN FACT, THAT IS WHAT YOU TOLD THE
19 JUDGE. AND THEN LATER IN THE HEARING, WHEN THEY WERE
20 DEBATING IT, YOU CLARIFIED THAT JUDGE FIDLER HAD NOT
21 DISCHARGED LOU SEPE, SO LOU SEPE WAS STILL YOUR LAWYER.

22 CORRECT?

23 A DID I CLARIFY THAT? IS THAT WHAT YOU'RE
24 SAYING?

25 Q YES.

26 A APPARENTLY SO, YES.

27 Q BUT YOU STILL REFUSED MS. CHANDLER, WHO
28 REPRESENTED THE STATE -- ATTEMPTED TO ASK YOU

1 QUESTIONS, AND YOU REFUSED TO ANSWER.

2 CORRECT?

3 A CORRECT.

4 Q AND YOU DIDN'T ASSERT THE FIFTH AMENDMENT.
5 YOU JUST REFUSED TO ANSWER BECAUSE YOU SAID THE
6 ATTORNEY OF YOUR CHOICE WAS NOT AVAILABLE.

7 A I BELIEVE SO, YES.

8 Q OKAY. AND YOU NEVER FINISHED YOUR
9 TESTIMONY IN THAT PROCEEDING.

10 CORRECT?

11 A CORRECT.

12 THE COURT: ALL RIGHT. WE'RE GOING TO GO AHEAD
13 AND BREAK FOR LUNCH AT THIS TIME. WE'LL COME BACK AT
14 1:30.

15 HOW MUCH LONGER DO YOU HAVE ON THIS
16 HEARING?

17 MR. MATHAI: I'M PRETTY MUCH DONE WITH -- I THINK
18 JUST A COUPLE OF MORE QUESTIONS OF HIM, AND THEN I'M
19 DONE.

20 AND THEN I HAVE SOME VERY QUICK WITNESSES
21 THIS AFTERNOON.

22 THE COURT: HOW QUICK IS QUICK?

23 MR. MATHAI: WELL, I THINK I CAN COMPLETE IT ALL
24 WITHIN AN HOUR.

25 THE COURT: ALL RIGHT. THANK YOU. 1:30.

26

27 (THE NOON RECESS WAS TAKEN UNTIL 1:30 P.M.
28 OF THE SAME DAY.)

1 CASE NUMBER: BA392921-01
2 CASE NAME: PEOPLE VS. TYRELL DAVENPORT -01
3 LOS ANGELES, CA MONDAY, MAY 6, 2024
4 DEPARTMENT 106 HON. LARRY P. FIDLER, JUDGE
5 APPEARANCES: (AS HERETOFORE NOTED)
6 REPORTER: TRACI THOMAS, CSR NO. 9620
7 TIME: P.M. SESSION
8

9 THE COURT: ALL RIGHT. ALL THE PARTIES ARE
10 PRESENT AS HERETOFORE.

11 YOU MAY PROCEED.

12 MR. MATHAI: THANK YOU.

13 MR. MOEST: EXCUSE ME, YOUR HONOR. BEFORE THE
14 TESTIMONY RESUMES, I JUST WANTED TO MAKE A COUPLE OF
15 POINTS.

16 THE COURT: SURE.

17 MR. MOEST: ONE IS THAT THE TESTIMONY HAS
18 SEGUED -- THE TESTIMONY ON FRIDAY AND THE BEGINNING OF
19 THIS MORNING IS ALL ABOUT FACTS THAT HAVE BEEN COVERED
20 IN THE FACTUAL STATEMENT THAT WAS SIGNED BY DR. TURLEY
21 AND WAS CONSISTENT WITH HIS PROFFER AND SO ON.

22 AND THIS HAS SEGUED NOW INTO WHAT I
23 IMAGINE TO BE AND BASED ON CONVERSATIONS I'VE HAD WITH
24 MR. MATHAI, ALLEGATIONS THAT DR. TURLEY IS IN BREACH OF
25 HIS COOPERATION AGREEMENT.

26 AND THE PROBLEM I HAVE IS THAT JUST THIS
27 MORNING MR. MATHAI SHOWED ME A LETTER FROM A STAFF
28 PERSON, I BELIEVE IT WAS, WITH THE WORKERS' COMP BOARD

1 THAT LISTS SUPPOSED INCONSISTENCIES BETWEEN THE PROFFER
2 AND TESTIMONY THAT WAS GIVEN AT THE WORKERS COMP BOARD
3 AND SHOWED ME A TRANSCRIPT ALSO. BUT I DON'T HAVE
4 COPIES OF THEM, AND HE HASN'T BROUGHT ME COPIES YET.

5 THIS IS -- IT'S BEEN -- THESE SUPPOSED
6 EVENTS THAT ARE BEING INQUIRED INTO DATE BACK AT LEAST
7 SIX MONTHS, AND THERE'S NEVER BEEN A FORMAL MOTION MADE
8 TO THE COURT OR A FORMAL ITEMIZATION OF THE SUPPOSED
9 BREACHES OF THIS AGREEMENT TO ME OR TO MR. SEPE. AND
10 EVEN NOW WE SEEM TO BE ON A MOVING TERRITORY.

11 YOU KNOW, THE WRIT WAS ISSUED A MONTH AGO.
12 AND THIS INFORMATION THAT I HAVEN'T BEEN PROVIDED YET
13 SHOULD HAVE BEEN GIVEN AT THAT TIME. AND IT HASN'T
14 BEEN PROVIDED TO ANYONE YET. SO I'M, OBVIOUSLY, AT A
15 DISADVANTAGE.

16 DR. TURLEY HAS SURGERY SCHEDULED FOR
17 TOMORROW. IT'S FOR A SLEEP APNEA CORRECTION. IT'S
18 NOT -- IT'S A LIFE-THREATENING CONDITION. HE COULD DIE
19 IN HIS SLEEP IF IT ISN'T FIXED. HE HAD TO WAIT SEVERAL
20 MONTHS TO GET THE SURGERY SCHEDULED. HE DIDN'T
21 SCHEDULE IT BECAUSE OF THIS HEARING. HE SCHEDULED IT
22 BECAUSE HE NEEDS THE SURGERY.

23 AND I AM AVAILABLE ON THE 9TH. I'M
24 AVAILABLE ON THE 8TH. DR. TURLEY WOULD COME BACK ON
25 THOSE DAYS, BUT I UNDERSTAND THE COURT IS IN JURY TRIAL
26 ON THOSE DAYS, WHICH I WASN'T AWARE OF.

27 WE WERE HERE FRIDAY -- WE WERE HERE ON THE
28 26TH. WE WERE HERE ON FRIDAY, WHICH WE THOUGHT WOULD

1 BE THE DAY WHEN SENTENCING WOULD OCCUR. IT DIDN'T, AND
2 NOW WE'RE HERE FOR ANOTHER DAY. AND APPARENTLY
3 EVIDENCE -- NEW EVIDENCE IS BEING BROUGHT OUT THAT I
4 HAVEN'T BEEN INFORMED ABOUT IN DETAIL.

5 THE COURT: IF YOU WANT TIME TO PREPARE AND IF
6 DR. TURLEY IS WILLING TO WAIVE A SMALL AMOUNT OF TIME
7 OR HOWEVER MUCH TIME YOU NEED TO GET READY, I DON'T
8 HAVE A PROBLEM. WE'RE PROCEEDING BECAUSE I'M UNDER A
9 MANDATE FROM THE COURT OF APPEAL TO GET HIM SENTENCED
10 BY THE 9TH UNLESS THERE IS SOME GOOD CAUSE WHICH HIS
11 WAIVER WOULD BE. BUT THAT'S UP TO YOU.

12 IF YOU'RE ASKING FOR TIME SO THAT YOU CAN
13 CROSS-EXAMINE HIM, I DON'T HAVE A PROBLEM WITH THAT.

14 MR. MOEST: NO, I'M NOT ASKING FOR TIME.
15 DR. TURLEY DOES NOT WISH TO WAIVE TIME.

16 THE COURT: OKAY. THAT'S FINE.

17 MR. MOEST: BUT I DON'T THINK IT'S FAIR EITHER
18 FOR THE DA TO PROCEEDED IN THE MANNER HE DID HAVING
19 KNOWN ABOUT THE VIOLATIONS AND NOT HAVING PRESENTED TO
20 THE DEFENSE THE INFORMATION ABOUT THOSE ALLEGED
21 VIOLATIONS BEFORE, LITERALLY, THE SECOND MORNING. THE
22 SECOND MORNING OF THE HEARING AS WHEN SOME OF THIS CAME
23 OUT.

24 THE COURT: OKAY. DO YOU WANT -- IF YOU WANT TO
25 GO FORWARD, I'LL GO FORWARD. IF YOU WANT TIME, I'LL
26 GIVE YOU TIME.

27 YOU LET ME KNOW.

28 MR. MOEST: I DON'T AT THIS POINT.

1 THE COURT: THANK YOU.

2 YOU WANT TO RESPOND, MR. MATHAI?

3 MR. MATHAI: NO, ONLY THAT I WAS IN DISCUSSIONS
4 WITH LOU SEPE ABOUT ALL OF THIS, AND SO HE WAS AWARE.
5 MR. MOEST JUST CAME ON THE CASE.

6 THE COURT: ALL RIGHT. YOU MAY PROCEED.

7 MR. MATHAI: THANK YOU.

8

9 DIRECT EXAMINATION (RESUMED)

10 BY MR. MATHAI:

11 Q MR. TURLEY, BEFORE WE BROKE, YOU WERE
12 TESTIFYING ABOUT YOUR APPEARANCE AT THE WORKERS' COMP
13 APPEALS BOARD IN SEPTEMBER OF LAST YEAR. AND YOU
14 STATED THAT YOU WENT THERE, AND YOU TESTIFIED UNDER
15 QUESTIONING FROM GEORGE -- BY GEORGE SHOHEIT.

16 CORRECT?

17 A I BELIEVE -- I'M NOT -- YEAH, HE DID ASK
18 ME QUESTIONS. I'M NOT SURE IF THE OTHER LADY ASKED ME
19 QUESTIONS AS WELL. DO YOU HAVE A COPY OF THAT
20 TRANSCRIPT? THAT WOULD BE HELPFUL.

21 Q I DO. THIS IS A TRANSCRIPT FROM
22 SEPTEMBER 26TH, 2023. YOUR TESTIMONY BEGINS ON
23 PAGE 44.

24 AND YOU SAID EARLIER IN YOUR -- TODAY THAT
25 YOU BELIEVE THAT THE ISSUE THAT YOU WERE TESTIFYING TO
26 IN THAT HEARING WAS ABOUT CONTROL.

27 CORRECT?

28 A YES.

1 Q DID YOU -- DID YOU TALK TO GEORGE SHOHEIT
2 BEFORE YOU WENT AND TESTIFIED IN THAT PROCEEDING?

3 A I TALKED TO HIM VERY BRIEFLY, YES. BUT
4 THAT'S WHAT I WAS TOLD, THAT IT WAS REGARDING --

5 Q HOW DID YOU KNOW WHAT THE ISSUE WAS THAT
6 WAS BEING LITIGATED IN THAT HEARING?

7 A HE TOLD ME.

8 Q OKAY. AND HOW DID HE DESCRIBE IT TO YOU?

9 A THAT IT WAS -- IT'S AN ISSUE OF WHETHER I
10 HAD CONTROL OVER FRONTLINE.

11 Q OKAY.

12 A I BELIEVE THAT MAYBE MEANS SOMETHING
13 DIFFERENT IN THAT COURT COMPARED TO THIS COURT. BUT I
14 HAVE ALWAYS TESTIFIED THAT I DIDN'T HAVE CONTROL.

15 Q DID -- DID HE TELL YOU THAT HE WOULD BE
16 ASKING YOU QUESTIONS ABOUT MARISA NELSON AND THE FACTS
17 LEADING UP TO HER -- THE LAWSUIT THAT WAS FILED AGAINST
18 HER BY FRONTLINE BACK IN 2011, I BELIEVE IT WAS?

19 A NO, HE DID NOT TELL ME THAT.

20 Q OKAY. DID HE ASK YOU TO BRING ANY
21 DOCUMENTS WITH YOU TO THAT TESTIMONY?

22 A NO, NOT THAT I RECALL. NO.

23 Q HOW DID -- HOW SOON BEFORE MAY -- I'M
24 SORRY. -- BEFORE SEPTEMBER OF 2023, WHEN YOU WENT TO
25 COURT, DID YOU KNOW THAT YOU WERE BEING ASKED TO
26 TESTIFY?

27 A HOW LONG BEFORE THAT?

28 Q YES.

1 A I DON'T -- I REALLY DON'T KNOW. MAYBE A
2 FEW WEEKS. I'M NOT -- I CAN'T -- I DON'T KNOW.
3 CERTAINLY WASN'T VERY LONG. AND IT WAS --

4 YEAH, IT WASN'T -- IT WASN'T LIKE MONTHS
5 OR ANYTHING LIKE THAT.

6 Q AND YOU SAID THAT HE DIDN'T ASK YOU TO
7 BRING ANY DOCUMENTS. DID YOU BRING -- DID YOU, IN
8 FACT, BRING ANY DOCUMENTS TO YOUR TESTIMONY IN
9 SEPTEMBER OF 2023?

10 A NOT THAT I RECALL, NO.

11 Q DID YOU SUBMIT ANY DOCUMENTS TO MR. SHOHET
12 OR TO ANY OF THE OTHER LAWYERS WITH REGARDS TO YOUR
13 TESTIMONY IN THAT PROCEEDING?

14 A NOT THAT I RECALL, NO.

15 Q ISN'T IS TRUE THAT YOU PROVIDED TO THEM OR
16 SUBMITTED A LETTER THAT YOU HAD WRITTEN TO MUNIR
17 UWAYDAH?

18 A NO.

19 Q DID YOU, IN FACT, WRITE A LETTER TO MUNIR
20 UWAYDAH IN 2018 AFTER YOU PLED GUILTY IN THIS COURT?

21 A YES.

22 Q DID YOU EVER TELL ME, AS THE LEAD
23 PROSECUTOR IN THIS CASE, THAT YOU WROTE THAT LETTER TO
24 MUNIR UWAYDAH?

25 A NO.

26 Q DID YOU TELL KAREN NISHITA, WHO IS ALSO
27 ONE OF THE PROSECUTORS ON THIS CASE, THAT YOU WROTE A
28 LETTER TO MUNIR UWAYDAH AFTER YOU PLED GUILTY IN THIS

1 CASE?

2 A NO.

3 Q DID YOU TELL LOU SEPE, YOUR LAWYER IN THIS
4 CASE, THAT YOU HAD WRITTEN THAT LETTER TO MUNIR
5 UWAYDAH?

6 A NO. BUT I WROTE THE LETTER ON HIS -- HIS
7 ADVICE TO DISTANCE MYSELF FROM FRONTLINE.

8 Q WELL, LET ME ASK YOU ABOUT THAT.

9 YOU SAY THAT LOU SEPE GAVE YOU A -- WHAT I
10 WOULD CHARACTERIZE AS A GENERAL ADMONITION, DO NOT
11 ASSOCIATE WITH MUNIR UWAYDAH.

12 IS THAT RIGHT?

13 A IT WASN'T MUNIR UWAYDAH -- I MEAN, MUNIR
14 UWAYDAH, OF COURSE, BUT ALSO HE SAID FRONTLINE.

15 Q WHAT DID HE TELL YOU? HE SAID DON'T
16 ASSOCIATE WITH THEM.

17 RIGHT?

18 A JUST DISTANCE YOURSELF COMPLETELY FROM --
19 FROM ANY OF THAT. SO -- AND I -- THAT'S WHY I WROTE
20 THE LETTER TO RELINQUISH MY SHARES.

21 Q OKAY. SO YOU WROTE A LETTER THAT
22 RELINQUISHES YOUR SHARES IN FRONTLINE.

23 RIGHT?

24 A YES.

25 Q AND YOU -- YOU SAY -- YOUR TESTIMONY IS
26 THAT YOU DID THAT BASED ON THAT GENERAL ADMONITION FROM
27 YOUR LAWYER, LOU SEPE, TO DISTANCE YOURSELF FROM
28 UWAYDAH AND FRONTLINE?

1 A YES.

2 Q BUT YOU KNOW, BECAUSE OF THE FACTUAL PLEA
3 YOU GAVE IN THIS CASE AND THE APPROXIMATELY TEN PROFFER
4 SESSIONS THAT YOU GAVE WITH THE PEOPLE IN THIS CASE,
5 THAT YOUR RELATIONSHIP TO FRONTLINE AND YOUR -- HOW
6 MUCH CONTROL YOU HAD OVER FRONTLINE WAS A CRITICAL FACT
7 AND ISSUE IN THIS PROSECUTION.

8 YOU KNEW THAT; RIGHT?

9 A IN THIS PROSECUTION THAT --
10 CAN YOU REPEAT THAT AGAIN, PLEASE.

11 Q YOU KNEW THAT YOUR RELATIONSHIP TO
12 FRONTLINE AND YOUR OWNERSHIP AND CONTROL OF FRONTLINE
13 WAS A CRITICAL FACT IN YOUR PROFFER SESSIONS AND IN
14 YOUR FACTUAL PLEA AND IN THE -- IN THIS PROSECUTION.

15 YOU KNEW THAT; RIGHT?

16 A YES.

17 Q AND YET, YOU TOOK AN ACTION THAT DEALT
18 DIRECTLY WITH THOSE ISSUES, THAT ISSUE, AND YOU DIDN'T
19 INFORM YOUR LAWYER THAT YOU WROTE THAT LETTER, AND YOU
20 DIDN'T INFORM THE PROSECUTION THAT YOU WROTE THAT
21 LETTER, DID YOU?

22 A I DIDN'T KNOW THAT I WAS REQUIRED TO. I
23 WAS JUST TRYING TO DISTANCE MYSELF TO HAVE ANY
24 INVOLVEMENT WITH FRONTLINE. EVERYTHING I SAID IN THE
25 PROFFER OR MY FACTUAL STATEMENT, EVEN REGARDING SHARES
26 AND WHATNOT, I DIDN'T --

27 I JUST DID THAT, YES.

28 Q ISN'T IT TRUE THAT YOU HAD TESTIFIED

1 BEFORE JUDGE FIDLER THAT THE PAPERWORK RELATED TO
2 FRONTLINE THAT INDICATED OWNERSHIP, SHARES, AND CONTROL
3 OF THE COMPANY WERE ALL DONE AT THE BEHEST OF UWAYDAH,
4 AND SOME OF THOSE DOCUMENTS WERE DONE AFTER HE FLED TO
5 LEBANON AND WERE BACKDATED?

6 ISN'T THAT TRUE?

7 A I MEAN, I REMEMBER TESTIFYING ABOUT SOME
8 BACKDATING OF DOCUMENTS, BUT I DON'T KNOW SPECIFICALLY
9 WHAT IT WAS. I KNOW THERE IS SOMETHING IN MY FACTUAL
10 STATEMENT REGARDING A SECRETARY OF STATE FILING. BUT I
11 DON'T KNOW HOW I COULD BACKDATE A SECRETARY OF STATE
12 FILING.

13 Q WELL, ISN'T IT TRUE THAT YOU TOLD US THAT
14 YOU DIDN'T REALLY -- YOU DIDN'T HAVE ANY BENEFIT FROM
15 THE 49 PERCENT PURPORTED OWNERSHIP YOU HAD IN
16 FRONTLINE?

17 A I MEAN, I -- I WAS RECEIVING MY SALARY.
18 LIKE YOU ASKED ME BEFORE, IT WAS -- IT WAS WITH HOPE OR
19 ANTICIPATION THAT I MIGHT AT SOME POINT GET 49 PERCENT
20 OF THESE LIENS OR WHATEVER THAT'S OUTSTANDING. BUT
21 AGAIN, MR. SEPE TOLD ME THAT ALL OF THAT IS WORTHLESS.

22 Q OKAY. SO YOU WROTE THIS LETTER, AND YOU
23 SENT IT TO UWAYDAH. DID ANYBODY ASK YOU TO
24 SPECIFICALLY WRITE THAT LETTER AT THAT TIME?

25 A NO.

26 Q SO YOU TOOK IT UPON YOURSELF TO WRITE A
27 LETTER TO MUNIR UWAYDAH AND RELINQUISH ANY SHARES YOU
28 HAD IN FRONTLINE.

1 IS THAT RIGHT?

2 A YES.

3 Q AND HOW DID YOU KNOW WHERE TO SEND IT?

4 A I HAD AN ADDRESS FOR HIM. I SENT IT DHL,
5 AND I DIDN'T KNOW IF HE EVER EVEN GOT THE LETTER OR
6 NOT.

7 Q AND THEN THAT LETTER BECAME AN ISSUE IN
8 YOUR TESTIMONY IN FRONT OF THE WORKERS' COMP BOARD IN
9 SEPTEMBER OF 2023, DIDN'T IT?

10 A NO.

11 Q WEREN'T YOU ASKED QUESTIONS ABOUT --
12 WEREN'T YOU ASKED TO PROVIDE --

13 A IS IT IN HERE? I WASN'T ASKED AS FAR AS I
14 KNOW. I DON'T REMEMBER.

15 Q WELL, OUTSIDE OF YOUR TESTIMONY WERE YOU
16 ASKED TO PROVIDE INFORMATION REGARDING THAT LETTER TO
17 THE COURT?

18 A I WASN'T -- NOT THAT I RECALL I WASN'T
19 ASKED, NO.

20 Q ISN'T IT TRUE THAT YOU WERE ASKED TO
21 PROVIDE THE METADATA --

22 A THERE WAS SOMETHING ABOUT THAT, YES.

23 Q OKAY. SO THAT'S WHAT I JUST ASKED YOU A
24 MOMENT AGO. WASN'T IT TRUE THAT YOU WERE ASKED TO
25 PROVIDE THE METADATA ABOUT WHEN AND HOW THAT LETTER WAS
26 WRITTEN?

27 A I DON'T -- I DON'T KNOW -- THERE WAS
28 SOME -- THERE WAS SOME QUESTION REGARDING THAT. I

1 DON'T KNOW IF IT WAS ON TESTIMONY OR AFTER THE FACT. I
2 DON'T KNOW.

3 Q DID YOU EVER, EVER PROVIDE THAT METADATA
4 TO THE COURT?

5 A I DON'T KNOW WHAT --

6 WHAT DOES METADATA REFER TO?

7 NO. BUT I DID NOT PROVIDE ANYTHING TO THE
8 COURT, NO.

9 Q YOU WERE INFORMED THAT THERE WAS CONCERN
10 AS TO WHEN YOU WROTE THAT LETTER.

11 CORRECT?

12 A HONESTLY, I DON'T REMEMBER THAT. IF IT'S
13 IN HERE, THEN, YES, I -- PROBABLY. BUT I MEAN, I DON'T
14 REMEMBER --

15 I REMEMBER VAGUELY MR. SHOHET AND, I
16 THINK, THE ATTORNEY, SOMETHING, QUESTIONING. BUT I
17 DON'T -- SOMETHING ABOUT PRODUCING THIS LETTER.

18 Q WELL, YOU -- OVER THE YEARS YOU'VE HAD
19 LOTS OF COMMUNICATION WITH MUNIR UWAYDAH -- RIGHT?
20 -- EVEN AFTER HE LEFT FOR LEBANON?

21 MR. MOEST: OBJECTION. VAGUE AS TO "LOTS OF."

22 THE COURT: "LOTS OF" IS A VAGUE TERM.
23 SUSTAINED.

24 Q BY MR. MATHAI: AFTER HE LEFT FOR LEBANON,
25 YOU HAD CONSISTENT COMMUNICATION WITH HIM.

26 A YES.

27 Q AND THAT INCLUDED PHONE CALLS.

28 A I MEAN, ONCE I WAS INSTRUCTED NOT TO SPEAK

1 TO HIM, NO. ARE YOU TALKING ABOUT PRIOR TO MY ARREST?

2 Q YES.

3 A YES, I HAD COMMUNICATION WITH HIM.

4 Q OKAY. AND THAT INCLUDED PHONE CALLS?

5 A YES.

6 Q EMAILS?

7 A POSSIBLY, YES.

8 Q WHAT DO YOU MEAN "POSSIBLY"? DID YOU

9 HAVE --

10 A I DON'T REMEMBER ANY EMAILS. BUT PHONE
11 CALLS, YES.

12 Q THE LAST 20 YEARS YOU DON'T REMEMBER ANY
13 EMAILS?

14 A OH, IN 20 YEARS?

15 Q SINCE 2004.

16 YOU WERE WORKING WITH UWAYDAH. DID YOU
17 EVER EMAIL HIM?

18 A I'M SURE I DID, YES.

19 Q YOU DON'T REMEMBER ANY?

20 A I DON'T REMEMBER SPECIFICALLY CONTENTS,
21 BUT I'M SURE THAT I DID EMAIL HIM, YES.

22 Q OKAY. SO YOU HAD HIS EMAIL?

23 A I HAD ONE EMAIL.

24 Q OKAY. AND WHAT ABOUT TEXT MESSAGES?

25 A YEAH, THERE'S LOTS OF TEXT MESSAGES.

26 Q OKAY. YOU DECIDED AFTER YOU PLED GUILTY
27 IN THIS CASE TO COMMUNICATE WITH MUNIR UWAYDAH. AND
28 WHY DID YOU SEND A LETTER AND NOT EMAIL IT TO HIM?

1 A BECAUSE THE EMAILS THAT I HAD DIDN'T WORK,
2 AND I DIDN'T HAVE A PHONE NUMBER THAT WORKED EITHER OR
3 THAT WAS STILL ACTIVE OR WHATEVER THE TERM IS.

4 Q AND WHY DIDN'T YOU PROVIDE A COPY OF THAT
5 LETTER TO THE PROSECUTION IN THIS CASE?

6 A I HONESTLY DIDN'T THINK IT WAS ANYTHING
7 THAT WAS -- MATTERED IN ANY WAY. I WAS BASICALLY DONE
8 WITH MY PROFFER. I WAS SURRENDERING ANY OWNERSHIP. I
9 WAS WANTING NOTHING TO DO WITH IT.

10 Q YOU WENT TO THAT COURT IN SEPTEMBER OF
11 2023, AND YOU WERE TOLD THAT THE ISSUE THERE WAS HOW
12 MUCH CONTROL YOU HAD OVER FRONTLINE.

13 CORRECT?

14 A I WAS TOLD THAT BY MR. SHOHET PRIOR TO THE
15 HEARING. IT WAS CONCERNING SOMETHING REGARDING
16 CONTROL.

17 Q OKAY. AND I JUST WANT TO MAKE SURE IT'S
18 CLEAR. YOU NEVER -- YOU KNEW YOU WERE ASKED TO PROVIDE
19 INFORMATION ON WHEN AND HOW THAT LETTER WAS WRITTEN AND
20 HOW IT WAS SENT. AND YOU NEVER PROVIDED THAT
21 INFORMATION, DID YOU?

22 A AGAIN, I DON'T KNOW SPECIFICALLY IF I WAS
23 ASKED, WHAT EXACTLY IS IN THIS TRANSCRIPT. THERE WAS
24 SOME COMMUNICATION REGARDING -- REGARDING THAT
25 BETWEEN -- I DON'T THINK THAT I WAS ASKED THAT DIRECTLY
26 AT ALL. I MEAN, IF IT'S IN HERE, THEN YES. BUT I
27 DON'T RECALL THAT.

28 Q DID --

1 A AND THAT WAS ACTUALLY AFTER -- AFTER MY
2 TESTIMONY, I BELIEVE.

3 Q WHEN YOU WENT BACK --

4 YOU TESTIFIED IN SEPTEMBER UNDER GEORGE
5 SHOHET'S QUESTIONING. WHEN YOU WENT BACK IN DECEMBER,
6 YOU WERE ASKED QUESTIONS BY ALLISON CHANDLER WHO
7 REPRESENTED THE STATE.

8 CORRECT?

9 A I WENT BACK, MY RECOLLECTION, AND TOLD
10 THEM THAT I WAS NOT ALLOWED TO TESTIFY, CONTINUE
11 TESTIFYING.

12 Q DO YOU REMEMBER BEING ASKED QUESTIONS BY
13 ALLISON CHANDLER, THE REPRESENTATIVE FROM THE STATE?

14 A NO. ON THAT DATE, NO, OTHER THAN THERE
15 WAS SOME REFERENCE THAT IF I'M NOT GOING TO COOPERATE
16 WITH THE STATE AGENCY, THEN I'M IN VIOLATION OF MY PLEA
17 AGREEMENT.

18 Q AFTER YOU WERE TOLD THAT, DID YOU ANSWER
19 ANY QUESTIONS THAT WERE PROPOSED TO YOU?

20 A NO, NOT THAT I RECALL. NO. MY SOLE
21 PURPOSE FOR GOING THAT DAY WAS TO INFORM THAT HEARING
22 THAT I COULD NOT TESTIFY, SAY I DIDN'T TAKE THE
23 FIFTH --

24 I DIDN'T KNOW I HAD TO SPECIFICALLY SAY I
25 TAKE THE FIFTH, BUT I WENT THERE WITH THE INTENTION OF
26 INFORMING -- AFTER OUR MEETING THAT I WAS, IN ESSENCE,
27 NOT ALLOWED TO TESTIFY.

28 Q WELL, THAT WAS YOUR -- THAT WAS YOUR

1 CHOICE.

2 RIGHT?

3 A THAT WAS MY UNDERSTANDING.

4 Q I DID NOT TELL YOU THAT, DID I?

5 A I MEAN, IT WAS IMPLIED TO ME. I DIDN'T --
6 I DON'T THINK YOU USED THOSE WORDS, BUT I THINK I
7 WAS -- IT WAS IMPLIED TO ME THAT I CANNOT -- I SHOULD
8 NOT -- I CANNOT TESTIFY IN ANY KIND OF PROCEEDINGS,
9 WHETHER I'M SUBPOENAED OR NOT. AND THAT WAS MADE CLEAR
10 TO ME AT THAT DATE OR LATER.

11 Q BUT YOU KNEW THAT THE -- WHAT WAS AT ISSUE
12 IN THAT CASE WAS LIENS BEING CLAIMED BY FRONTLINE.

13 RIGHT?

14 A I KNOW THAT THERE'S DISPUTE OF LIENS.
15 THAT PARTICULAR HEARING, AGAIN, I WAS TOLD IT WAS
16 REGARDING CONTROL. AND I WENT TO ANSWER QUESTIONS
17 ABOUT MY CONTROL OF THE 49 PERCENT OWNER OF FRONTLINE.
18 I DIDN'T HAVE CONTROL.

19 Q BUT ISN'T IT TRUE, MR. TURLEY, THAT EVEN
20 AS YOU SIT HERE TODAY, YOU BELIEVE THAT IF -- THAT YOU
21 HAVE A RIGHT TO 49 PERCENT OF WHATEVER MONEY FRONTLINE
22 MAKES?

23 ISN'T THAT YOUR BELIEF?

24 A THAT I CURRENT -- I MEAN, THAT WAS MY
25 BELIEF WHEN I STARTED FRONTLINE. AND IT'S NEVER --
26 NEVER BEEN THE CASE. SO NO, IT'S -- IT'S NOT MY
27 BELIEF.

28 Q WELL, ISN'T IT TRUE THAT IF FRONTLINE

1 MAKES MONEY ON THE LIENS THAT YOU BELIEVE YOU ARE
2 ENTITLED TO 49 PERCENT OF WHATEVER MONEY FRONTLINE
3 TAKES?

4 A I BELIEVED THAT PRIOR, YES. I DON'T
5 BELIEVE THAT NOW.

6 Q WELL, I'M NOT ASKING WHETHER YOU THINK IT
7 WOULD BE -- IT WOULD EVER HAPPEN. I'M TALKING ABOUT
8 MORALLY, ETHICALLY, DO YOU BELIEVE YOU'RE ENTITLED TO
9 THAT MONEY?

10 A NO.

11 Q DO YOU BELIEVE THAT IF FRONTLINE MADE
12 MONEY ON A PROCEEDING IN THE WORKERS COMPENSATION BOARD
13 THAT YOU WOULD HAVE ANY CLAIM TO A PORTION OF THAT
14 MONEY?

15 A NO. AND THAT'S MY POINT IN WRITING THE
16 LETTER, TOO. I DON'T WANT ANY CLAIM TO ANY OF THAT.

17 Q OKAY. BUT WERE YOU GIVEN ANY PROMISES
18 WHEN YOU WENT TO TESTIFY BY GEORGE SHOHET OR DAVID
19 BROWNE OR ANYBODY ELSE REGARDING WHAT IT WOULD MEAN --
20 WHAT IT COULD MEAN TO YOU IF YOU TESTIFIED IN THAT
21 PROCEEDING?

22 A NO.

23 Q IN ANY OF YOUR DEALINGS WITH DAVID BROWNE
24 OR GEORGE SHOHET DID THE SUBJECT OF THE LIEN THAT IS ON
25 YOUR HOUSE COME UP IN YOUR CONVERSATIONS?

26 A NO.

27 Q DID YOU RECEIVE ANY PROMISES THAT SHOULD
28 YOU COOPERATE WITH THEM, THAT IS DAVID BROWNE AND

1 GEORGE SHOHET, OR ANY OF THESE PROCEEDINGS FOR
2 FRONTLINE, THAT IT COULD BE BENEFICIAL TO YOU IN
3 REGARDS TO THE LIEN THAT IS OVER YOUR HOUSE?

4 A NO.

5 Q IS THAT A CONCERN FOR YOU THAT THERE IS
6 STILL A LIEN THAT IS BEING -- THAT IS ON YOUR PRIVATE
7 HOME THAT IS CONTROLLED BY MUNIR UWAYDAH?

8 A YES.

9 Q IS IT YOUR BELIEF THAT IF YOU -- IS IT
10 YOUR BELIEF THAT MUNIR UWAYDAH COULD WITHDRAW THAT LIEN
11 OR CAUSE THAT LIEN TO BE WITHDRAWN IF HE WANTS TO?

12 A I BELIEVE THAT HE COULD, YES.

13 Q DO YOU BELIEVE THAT IF YOU COOPERATE WITH
14 GEORGE SHOHET OR DAVID BROWNE IN ANY OF THOSE
15 PROCEEDINGS THAT MUNIR UWAYDAH WILL POSSIBLY RELIEVE
16 YOU OF ANY BURDEN WITH REGARDS TO THE LIEN ON YOUR
17 PRIVATE HOME?

18 A I DON'T BELIEVE THAT, NO.

19 Q DO YOU HOPE FOR THAT?

20 A IT WOULD BE HOPEFUL, YES. BUT I DON'T
21 BELIEVE -- I KNOW MUNIR UWAYDAH PROBABLY BETTER THAN
22 ANYBODY. AND I DON'T -- I DON'T ANTICIPATE THAT OR
23 EXPECT THAT OR ANYTHING LIKE THAT.

24 Q DID -- AFTER YOU PLED IN THIS CASE, YOU
25 ALSO HAD A CASE IN SAN DIEGO.

26 CORRECT?

27 A YES.

28 Q AFTER YOU PLED AND GAVE YOUR FACTUAL PLEA

1 IN THIS CASE, DID YOU ATTEND A SESSION OR A COURT
2 SESSION IN SAN DIEGO WHEREIN YOU SPOKE WITH SHANNON
3 DEVANE IN COURT OR OUTSIDE OF COURT?

4 A I SPOKE TO HER OUTSIDE OF COURT, YES.

5 Q AND AGAIN, THIS IS AFTER YOUR PLEA AND
6 FACTUAL STATEMENT IN THIS CASE, DID YOU TELL SHANNON
7 DEVANE THAT YOU HOPED TO SPEAK WITH MUNIR UWAYDAH ABOUT
8 YOUR PLEA AND FACTUAL STATEMENT IN THIS CASE?

9 A I DON'T BELIEVE -- I DON'T KNOW WHY I
10 WOULD WANT TO SPEAK TO -- ASK SHANNON IF I COULD SPEAK
11 TO MUNIR UWAYDAH.

12 Q WELL, YOU KNEW SHANNON WAS A CLOSE
13 ASSOCIATE TO MUNIR UWAYDAH.

14 RIGHT?

15 A YES, BUT NOT CLOSER THAN ME. AT LEAST
16 THAT'S WHAT MY BELIEF WAS.

17 Q OKAY. ARE YOU DENYING THAT YOU TOLD HER
18 THAT YOU WANTED TO SPEAK WITH UWAYDAH ABOUT THESE
19 ISSUES?

20 A I DON'T RECALL SAYING THAT AT ALL. AND
21 HONESTLY, I DON'T KNOW WHY I WOULD ASK HER TO --
22 PARTICULARLY AT A COURT HEARING ABOUT SPEAKING TO MUNIR
23 UWAYDAH.

24 MR. MATHAI: THANK YOU.

25 NOTHING FURTHER AT THIS TIME.

26 THE COURT: THANK YOU.

27 CROSS-EXAMINATION.

28 MR. MOEST: THANK YOU, YOUR HONOR.

1 CROSS EXAMINATION

2 BY MR. MOEST:

3 Q DR. TURLEY, THERE WAS TESTIMONY THAT YOU
4 RECEIVED AN EMAIL FROM UWAYDAH AT SOME POINT ASKING FOR
5 HIS -- FOR YOUR HELP, I BELIEVE.

6 IS THAT CORRECT?

7 A YES.

8 Q AND DO YOU KNOW APPROXIMATELY WHEN YOU
9 RECEIVED THAT EMAIL?

10 A I HONESTLY -- I MEAN, I COULD GUESS.
11 MAYBE 2020. I'M NOT SURE EXACTLY.

12 Q WAS THERE AN EMAIL THAT CONCERNED THE
13 TRIAL THAT WOULD INVOLVE THE ATTORNEY BEN GLUCK?

14 A YES.

15 Q AND WAS THAT BEFORE THE TIME THAT YOU WENT
16 TO COURT TO TESTIFY IN THAT TRIAL?

17 A YES.

18 Q AND WHEN YOU GOT THAT EMAIL, WHAT DID YOU
19 DO WITH IT?

20 A I INFORMED MR. SEPE THAT I HAD BEEN
21 CONTACTED TO -- YOU KNOW, ASKED IF I WOULD BE
22 INTERESTED IN PARTICIPATING IN THIS CASE.

23 AND MR. SEPE AND I WENT TO THE DA'S OFFICE
24 AND PRESENTED THE EMAILS TO THEM. AND MR. SEPE ASKED
25 MR. MATHAI TO PUT ON THE RECORD REGARDING ME
26 PARTICIPATING IN THAT CASE OR HAVING -- BASICALLY THAT.

27 Q AND WHAT WAS YOUR UNDERSTANDING OF WHAT
28 YOU WERE SUPPOSED TO DO REGARDING PARTICIPATION IN THAT

1 CASE?

2 A MY UNDERSTANDING WAS THAT IF I WAS, YOU
3 KNOW, ASKED TO OR CALLED TO THAT I COULD TESTIFY,
4 PREPARE TO TESTIFY IN THAT CASE.

5 Q WERE YOU TOLD AT THAT TIME THAT IF YOU
6 RECEIVED A SUBPOENA IN THAT CASE THAT YOU WERE TO
7 NOTIFY ANYONE?

8 A I DON'T RECALL BEING TOLD THAT. BUT
9 MR. SEPE RECEIVED THE SUBPOENA, AND HE'S THE ONE THAT
10 SENT IT TO ME AND TOLD ME I HAD TO GO EVEN THOUGH I
11 DIDN'T WANT TO GO.

12 Q HOW MUCH TIME WENT BY BETWEEN THE TIME YOU
13 RECEIVED THE EMAIL AND THE TIME YOU RECEIVED THE
14 SUBPOENA?

15 A MONTHS, MAYBE EVEN A YEAR.

16 Q AND WHEN YOU TALKED TO MR. SEPE ABOUT THE
17 SUBPOENA, WHAT DID HE TELL YOU TO DO?

18 A HE TOLD ME THAT I HAD TO GO. HE TOLD ME
19 THAT HE WASN'T GOING TO BE THERE BUT THAT I HAD TO GO.
20 AND HE TOLD ME TO PLEAD THE FIFTH.

21 Q AND IN FACT, YOU DID PLEAD THE FIFTH, DID
22 YOU NOT?

23 A I DID SELECTIVELY PLEAD THE FIFTH, YES. I
24 DIDN'T KNOW -- I'M NOT A LAWYER. I DIDN'T KNOW -- IF I
25 HAD CLEAR INSTRUCTIONS LIKE I HAD AFTER THIS WORK COMP
26 HEARING THAT I WAS NOT PERMITTED TO TESTIFY IN ANY
27 PROCEEDINGS BEFORE I WAS SENTENCED, I WOULDN'T HAVE
28 EVEN -- I WOULDN'T HAVE EVEN GONE --

1 I GUESS I WOULD HAVE GONE BECAUSE I HAD A
2 SUBPOENA TO GO. BUT I WAS VERY UNCLEAR ABOUT WHAT I
3 WAS ALLOWED TO DO AND WHAT I WASN'T ALLOWED TO DO.

4 Q AND UNTIL THE WORKERS' COMP TESTIMONY, YOU
5 WERE NOT UNDER THE UNDERSTANDING THAT YOU WERE NOT
6 SUPPOSED TO TESTIFY IN OTHER PROCEEDINGS?

7 A NO, I WAS NOT.

8 Q BUT AFTER THE CONVERSATION HAD OCCURRED
9 AFTER THE WORKERS' COMP HEARING, YOU DID BELIEVE THAT
10 YOU WERE NOT SUPPOSED TO TESTIFY?

11 A YES.

12 Q OTHER THAN THE WORKERS' COMP HEARING AND
13 THE CIVIL TRIAL INVOLVING BEN GLUCK, HAVE YOU EVER
14 TESTIFIED IN ANY OTHER PROCEEDING?

15 A NO.

16 Q NOW, THIS -- THIS COOPERATION AGREEMENT
17 WAS ENTERED INTO IN 2018.

18 IS THAT RIGHT?

19 A YES.

20 Q AND HOW MANY TIMES HAVE YOU MET WITH THE
21 DISTRICT ATTORNEY SINCE 2018?

22 A I DON'T KNOW, BUT SEVERAL TIMES.

23 Q WOULD IT BE TEN? MORE THAN TEN?

24 A I DON'T THINK MORE THAN TEN.

25 Q HAS THERE EVER BEEN A TIME WHEN THE
26 DISTRICT ATTORNEY ASKED FOR A MEETING WHEN YOU REFUSED
27 TO HAVE A MEETING?

28 A NO.

1 Q HAVE THERE BEEN ANY QUESTIONS THAT THE
2 DISTRICT ATTORNEY HAS ASKED YOU --

3 LET ME ASK YOU. THERE WAS ONE HEARING.
4 THERE WAS ONE TIME WHEN THE DISTRICT ATTORNEY WANTED TO
5 TALK TO YOU, AND THAT WAS WHEN YOU CAME INTO COURT WITH
6 MR. MCKESSON.

7 IS THAT RIGHT?

8 A YES.

9 Q AND YOU WANTED MR. MCKESSON TO BE YOUR
10 LAWYER.

11 A YES.

12 Q AND THAT WAS NOT ALLOWED AT THAT TIME.

13 IS THAT CORRECT?

14 A THAT'S CORRECT.

15 Q AND ON THAT DAY DID YOU, IN FACT, ANSWER
16 QUESTIONS ASKED BY THE DISTRICT ATTORNEY?

17 A YES.

18 Q WAS THERE A TIME WHEN YOU STOPPED
19 ANSWERING QUESTIONS?

20 A WHEN I THOUGHT THAT IT WAS OVER, THAT
21 THEY -- I COULD BE RELEASED. I ASKED TO BE RELEASED,
22 AND THEY SAID YES.

23 Q AND THEN WHEN YOU FIRST APPEARED IN COURT
24 WITH ME AND MR. SEPE ON APRIL 26TH, YOU WERE, AGAIN,
25 INTERVIEWED BY THE DISTRICT ATTORNEY.

26 A YES.

27 Q AND WERE THERE ANY QUESTIONS -- WAS THERE
28 ANY INDICATION AT THAT TIME THAT THERE WERE ADDITIONAL

1 QUESTIONS THAT THE DISTRICT ATTORNEY HAD OF YOU THAT
2 YOU HAD NOT ANSWERED?

3 HAVE YOU EVER NOT ANSWERED A QUESTION?

4 A I ANSWERED ALL THEIR QUESTIONS. THEY
5 ASKED FOR PAPERWORK REGARDING YOUR PAYMENT, AND I
6 BELIEVE WE'VE PROVIDED THAT TO THEM.

7 Q WAS YOUR GOAL IN TESTIFYING IN THE CIVIL
8 CASE TO HELP MANUEL UWAYDAH [SIC]?

9 A THAT WAS NOT MY GOAL.

10 Q AND HOW ABOUT IN TESTIFYING IN THE
11 WORKERS' COMP HEARING? WAS THAT YOUR GOAL?

12 A NO.

13 Q WHEN YOU TESTIFIED IN THE CIVIL CASE, WHY
14 DID YOU BELIEVE -- WHY WERE YOU TESTIFYING?

15 A WELL, I WAS SUBPOENAED, FIRST OF ALL. AND
16 SECONDLY, I DO HARBOR SOME HOSTILE FEELINGS TOWARDS
17 MR. GLUCK. YOU KNOW, I FELT THAT I WAS BETRAYED BY HIM
18 IN A SENSE. AND I WAS ANGRY, AND I WANTED TO BE ABLE
19 TO TELL MY STORY.

20 Q AND WHAT -- WHY DO YOU SAY YOU WERE
21 BETRAYED BY MR. GLUCK?

22 A BECAUSE HE REPRESENTED ME FOR SEVERAL
23 YEARS, INCLUDING 25 MONTHS THAT I SPENT IN MEN'S
24 CENTRAL JAIL. AND THEN WHEN IT APPARENTLY CAME DOWN TO
25 A DISPUTE ABOUT MORE MONEY, ALL OF A SUDDEN IT WAS LIKE
26 I'M WITHDRAWING FROM THE CASE. YOU NEED TO PLEAD
27 GUILTY. YOU'RE GOING TO SPEND A HUNDRED YEARS IN JAIL
28 IF YOU DON'T DO THIS.

1 AND YOU KNOW, I ENDED UP HAVING TO GET AN
2 ETHICS ATTORNEY TO TRY TO -- TO COMPEL HIM TO STAY ON
3 THE CASE. BUT HE WAS -- HE WAS DETERMINED TO WITHDRAW.
4 AND I JUST FELT THAT --

5 Q HOW MUCH MONEY HAS BEEN PAID TO MR. GLUCK
6 ON YOUR BEHALF?

7 A MY UNDERSTANDING WAS OVER CLOSE TO
8 TWO-AND-A-HALF MILLION. AND HE WAS ASKING FOR MORE
9 MONEY, ANOTHER MILLION.

10 Q AT THE END WHEN HE WITHDREW, HE WAS --

11 A RIGHT. HE WAS TELLING ME HE WAS GOING TO
12 WITHDRAW AND THAT I NEEDED TO MAKE A DEAL WITH THE DA.

13 AND THAT'S WHEN --

14 Q LET ME ASK YOU ABOUT THAT.

15 YOU WERE IN JAIL FOR 25 MONTHS?

16 A YES.

17 Q L.A. MEN'S CENTRAL JAIL?

18 A YES.

19 Q DURING THAT TIME YOU TALKED TO MR. GLUCK?

20 A ALMOST DAILY, YES.

21 Q AND WHAT DID HE SAY ABOUT HOW YOUR CASE
22 LOOKED OR WHAT YOU HAD TO LOOK FORWARD TO IN YOUR CASE?

23 A HE KEPT ENCOURAGING ME. HE KEPT TELLING
24 ME HE DIDN'T KNOW HOW THE DA COULD CONTINUE TO PROCEED.
25 HE PAINTED A VERY HOPEFUL AND ROSY PICTURE OF THINGS.

26 AND THEN, YOU KNOW -- THEN IT CHANGED.

27 Q THEN IT CHANGED WHEN HE DEMANDED EXTRA
28 MONEY AND DIDN'T GET IT?

1 A YES.

2 Q AND WHAT DID HE TELL YOU THEN?

3 A THAT HE WAS WITHDRAWING FROM THE CASE. HE
4 WAS OWED A LOT OF MONEY, WASN'T BEING PAID. AND I NEED
5 TO MAKE A DEAL WITH THE DA, AND HE COULDN'T DO IT. SO
6 I HAD TO GET SOMEONE ELSE.

7 MR. MOEST: YOUR HONOR, I DON'T HAVE ANY OTHER
8 QUESTIONS AT THIS POINT. BUT I WILL RESERVE THE RIGHT
9 TO CALL MR. TURLEY AGAIN DEPENDING --

10 I UNDERSTAND THERE IS SOME ADDITIONAL
11 EVIDENCE THAT IS GOING TO BE OFFERED BY THE DA.

12 THE COURT: THAT'S FINE.

13 REDIRECT.

14 MR. MATHAI: YES. THANK YOU.

15

16 REDIRECT EXAMINATION

17 BY MR. MATHAI:

18 Q MR. TURLEY, ALL THE PROFFER SESSIONS YOU
19 GAVE WITH THE PEOPLE, YOU WERE PUT UNDER OATH, AND
20 THOSE SESSIONS WERE RECORDED.

21 CORRECT?

22 A YES.

23 Q AND THERE WAS, I THINK, ON ALMOST ALL OF
24 THOSE PROFFER SESSIONS, THERE WAS ALSO A STENOGRAPHER,
25 LIKE A COURT REPORTER, TAKING DOWN EVERYTHING YOU SAID.

26 CORRECT?

27 A I REMEMBER THAT AT TIMES, YES.

28 Q AND WHAT YOU SAID HERE IN OPEN COURT WAS

1 ALSO TRANSCRIBED. THAT MEANS YOUR FACTUAL PLEA
2 STATEMENTS WERE ALSO UNDER OATH AND TRANSCRIBED.

3 CORRECT?

4 A CORRECT.

5 Q AND EVEN AFTER YOUR PLEA, EVERY TIME I
6 EVER SPOKE WITH YOU, OTHER THAN IN THE HALLWAY OR HERE
7 IN OPEN COURT, EVERY TIME I SPOKE WITH YOU THOSE
8 SESSIONS WERE RECORDED.

9 CORRECT?

10 A YES.

11 Q SO IT'S FAIR TO SAY THAT ALMOST EVERYTHING
12 WE'VE DISCUSSED ABOUT THIS CASE SUBSTANTIVELY ABOUT
13 WHAT YOU KNOW AND WHAT YOU'VE DONE HAS BEEN RECORDED OR
14 TRANSCRIBED IN SOME WAY?

15 A YES.

16 Q YOU SAID THAT YOU WANTED TO PARTICIPATE IN
17 THAT TRIAL AGAINST GLUCK BECAUSE YOU HARBORED
18 RESENTMENT AGAINST GLUCK FOR SPECIFICALLY THE TIME YOU
19 SPENT IN CUSTODY.

20 CORRECT?

21 A YES.

22 Q BUT AT THE SAME TIME GETTING BACK AT GLUCK
23 WOULD ALSO BENEFIT UWAYDAH.

24 CORRECT?

25 A I MEAN, IF THE LAWSUIT WAS WON, YES.

26 Q AND YOU HARBORED THIS RESENTMENT AGAINST
27 GLUCK, BUT YOU DON'T HARBOR THE SAME RESENTMENT AGAINST
28 MUNIR UWAYDAH, DO YOU?

1 A I DIDN'T SAY THAT.

2 Q I'M ASKING YOU.

3 A I DO HARBOR VERY MUCH RESENTMENT TOWARD
4 DR. UWAYDAH.

5 Q IN THAT CASE WHERE IT WAS GLUCK VERSUS
6 UWAYDAH, YOU TOOK UWAYDAH'S SIDE, IN ESSENCE.

7 CORRECT?

8 A I WENT TO TESTIFY TRUTHFULLY TO THE FACTS.
9 THAT'S ALL. WHETHER IT HELPED UWAYDAH OR HELPED
10 MR. GLUCK, I MEAN, THAT'S WHAT I DID.

11 Q BUT YOU TOLD US IN YOUR TESTIMONY EARLIER
12 IN THIS HEARING THAT THE TIME YOU SPENT WITH DAVID
13 BROWNE AND GEORGE SHOHET IN PREPARING FOR THAT
14 TESTIMONY OF FRONTLINE VS. GLUCK, THAT TIME YOU SPENT
15 WAS GOING OVER YOUR FACTUAL PLEA STATEMENT THAT YOU
16 GAVE THIS COURT.

17 CORRECT?

18 A THAT'S CORRECT.

19 Q IN YOUR MIND HOW IS THAT FACTUAL PLEA
20 CONNECTED TO YOUR ABILITY TO GET BACK AT BENJAMIN GLUCK
21 FOR THE TIME YOU SPENT IN CUSTODY?

22 A I -- I REALLY DON'T -- I REALLY DON'T
23 KNOW. I MEAN, I WASN'T GOING TO DEVIATE FROM MY
24 FACTUAL STATEMENT OTHER THAN THEY SHOWED ME SOME
25 INFORMATION REGARDING MARISA NELSON, CREDIT CARD
26 STATEMENTS, SUPPOSED SWORN TESTIMONY. THAT WAS IT.

27 THERE'S NOTHING ELSE IN MY FACTUAL
28 STATEMENT, AS I SIT HERE TODAY, THAT I BELIEVE I MADE

1 ANY KIND OF MISLEADING OR FALSE STATEMENTS.

2 Q ARE YOU AWARE OF WHY GEORGE SHOHET WENT
3 BACK TO THE COURT, JUDGE TRABER, MULTIPLE TIMES
4 INSISTING THAT YOU WANTED TO TESTIFY ABOUT OTHER ISSUES
5 IN YOUR FACTUAL PLEA?

6 A I WAS NOT AWARE OF WHAT HE WENT TO COURT
7 TO ASK FOR OTHER THAN TO ALLOW ME TO TESTIFY.

8 MR. MATHAI: THANK YOU.

9 NOTHING FURTHER.

10 THE COURT: THANK YOU.

11 RECROSS.

12 MR. MOEST: YES.

13

14 RECROSS-EXAMINATION

15 BY MR. MOEST:

16 Q IN REVIEWING THE FACTUAL STATEMENT WITH
17 EITHER MR. BROWNE OR MR. SHOHET, WERE THERE ANY OTHER
18 ASPECTS OF THAT FACTUAL STATEMENT THAT YOU TOLD THEM
19 WAS -- WERE INCOMPLETE OR INACCURATE OTHER THAN THE
20 ONES REGARDING NELSON?

21 A NO. I MEAN, MR. BROWNE QUESTIONED ONE
22 STATEMENT REGARDING BACKDATING SECRETARY OF STATE
23 DOCUMENTS AND JUST MADE A STATEMENT LIKE HOW COULD YOU
24 BACKDATE SECRETARY OF STATE DOCUMENTS.

25 Q BUT YOU DIDN'T SUGGEST YOUR TESTIMONY WAS
26 WRONG?

27 A NO. I -- NO.

28 Q THE STATEMENT YOU MODIFIED, IT WAS A

1 STATEMENT THAT -- IN EFFECT THAT MR. UWAYDAH SUED
2 NELSON TO DISCREDIT HER TESTIMONY AGAINST UWAYDAH.

3 IS THAT CORRECT?

4 A YES.

5 Q AND YOU BELIEVED, IN FACT, THAT THAT IS
6 STILL TRUE.

7 IS THAT CORRECT?

8 A YES.

9 Q SO WHEN YOU AMENDED YOUR -- WHATEVER
10 INFORMATION WAS IN THE PROFFER, IT WASN'T TO TAKE AWAY
11 FROM WHAT YOU HAD ALREADY SAID. IT WAS JUST TO
12 CLARIFY --

13 A YES.

14 Q -- THAT THERE MIGHT HAVE BEEN SOMETHING TO
15 YOU IT.

16 A YES.

17 Q BUT YOU STILL BELIEVE THE PRIMARY
18 MOTIVATION FOR UWAYDAH SUING WAS TO DISCREDIT HER?

19 A YES.

20 MR. MOEST: NOTHING FURTHER.

21 THE COURT: THANK YOU.

22 REDIRECT.

23 MR. MATHAI: NO. THANK YOU.

24 THE COURT: ALL RIGHT. YOU MAY STEP DOWN AT THIS
25 TIME.

26

27 (THE WITNESS LEAVES THE STAND.)

28